

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRM-M-24928 of 2019
Date of Decision: 23.10.2019

Sanjeev Kumar

....Petitioner

VERSUS

State of Punjab

....Respondent

CORAM:- HON'BLE MR. JUSTICE SURINDER GUPTA

Present: Mr. B.S. Jatana, Advocate
for the petitioner.

Mr. Amitoj Singh Dhaliwal, DAG, Punjab

Mr. Robin Singh, Advocate
for the complainant.

SURINDER GUPTA, J.(Oral)

The present petition has been filed under Section 438 Code of Criminal Procedure for grant of anticipatory bail to the petitioner in case FIR No.49 dated 04.05.2019 registered for offences punishable under Sections 420 and 406 of Indian Penal Code, at Police Station Tappa Mandi, District Barnala.

Heard.

Learned State counsel on instructions from ASI Sukhdev Singh submits that the petitioner has joined the investigation and his custodial interrogation is no more required for the purpose of further investigation of the case. The police has also prepared the challan against him.

Learned counsel for complainant submits that besides complainant there are five other persons, who are duped by the petitioner and have made representations to the police on which no action has been taken so far.

Learned State counsel submits that the police has also joined those five persons in the investigation and recorded their statements under Section 161 Cr.P.C.

In view of submission of learned State counsel but without expressing any opinion on the merits of the case, this petition is allowed and order dated 29.05.2019 is made absolute till the presentation of challan, subject to the following terms:-

- (i) that the petitioner shall make himself available for interrogation by the police as and when required;
- (ii) that the petitioner shall not, directly or indirectly, make any inducement, threat or promise to any person acquainted with the facts of the accusation against him so as to dissuade him from disclosing such facts to the Court or to any police officer;
- (iii) that the petitioner shall not leave India without the prior permission of the Court.
- (iv) that the petitioner will seek regular bail on the presentation of challan in Court.

October 23, 2019
jk

(SURINDER GUPTA)
JUDGE

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No