

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

210

CRM-M-27133-2019(O&M)

Date of Order:30.09.2019

KULWANT SHARMA ALIAS BUNTY

..Petitioner

Versus

STATE OF PUNJAB

..Respondent

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Gurjinder, Advocate, for
Mr. Mandeep Kumar Dhot, Advocate
for the petitioner.

Mr. SPS Tinna, Addl. A.G., Punjab

ANIL KSHETARPAL, J(Oral)

On 21.06.2019, following order was passed:-

“Mr. Shireesh Gupta, Sr. DAG, Punjab, on instructions from ASI Subender Raj, has submitted that the stolen articles i.e. 3 tyres of a car were recovered from the vehicle owned by the petitioner. However, learned counsel for the State frankly conceded that no further recovery is to be made from the petitioner. He has also informed the Court that the petitioner is not involved in any other case.

Notice of motion for 02.08.2019.

Without commenting on the merits of the case and keeping in view the aforesaid fact that the petitioner is not involved in any other case and no further recovery is to be made, therefore, in the event of arrest, the petitioner shall be released on interim bail subject to furnishing personal bonds and surety to the satisfaction of Arresting/Investigating Officer. However, the petitioner shall join the investigation as and when called upon to do so and shall abide by the conditions as provided under Section 438(2) Cr.P.C.”

Learned State counsel, on instructions from ASI Sukhdev Ram has submitted that the petitioner in this case has joined the investigation, cooperated and is not required for further custodial interrogation.

In view thereof, interim order dated 21.06.2019 passed by this Court is made absolute.

Accordingly, the present petition is allowed.

September 30, 2019
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(ANIL KSHETARPAL)
JUDGE

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No