

CRM-M-31436-2019

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

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Date of decision-05.11.2019

Balwinder Singh

...Petitioner

Vs.

State of Punjab

...Respondent

CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Ms. Naseem Yadlapati, Advocate for
Mr. Sarju Puri, Advocate for the petitioner.

Mr. Ramdeep Partap Singh, DAG, Punjab.

MANOJ BAJAJ, J. (Oral)

This petition has been filed by the petitioner under Section 438 Code of Criminal Procedure for grant of anticipatory bail in case FIR No.28 dated 14.03.2019 under Sections 406 and 420 of Indian Penal Code, 1860 registered at Police Station Rahon, District SBS Nagar. The petitioner apprehended his arrest at the hands of Police.

Learned counsel for the petitioner has invited the attention of the Court to the order dated 14.08.2019 whereby while issuing notice of motion to the respondent-State, the interim protection was extended to the petitioner. The said order reads as under:-

“This petition has been filed by the petitioner under Section 438 Code of Criminal Procedure for grant of anticipatory bail in case FIR No. 28 dated 14.03.2019, under Section 406/420 of Indian Penal Code, 1860 registered at Police Station Rahon, District SBS Nagar. The petitioner apprehend his arrest at the hands of Police.

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*Perused the paper-book as well as last order.
Meanwhile, the petitioner shall join the investigation and would come present as and when called for and in the event of arrest, the petitioner shall be admitted to interim bail on his furnishing personal and surety bonds to the satisfaction of Arresting/Investigating Officer. The petitioner shall also abide by the conditions as specified under Section 438(2) Cr.P.C.
Adjourned to 05.11.2019.”*

Learned counsel for the petitioner further contends that in deference to the said order, the petitioner submitted himself before the Police and joined the investigation. According to him, the petitioner cooperated with the Police Authorities during the investigation and furnished requisite bonds to the satisfaction of the Investigating Officer/Arresting Officer.

Learned State counsel who is assisted by HC Hem Raj does not dispute this fact that the petitioner has joined the investigation. Learned counsel on instructions from HC Hem Raj further states that the petitioner is not required for custodial interrogation for the time being.

Considering above, the petition is allowed and the interim bail granted by this Court vide order dated 14.08.2019 is made absolute.

(MANOJ BAJAJ)
JUDGE

05.11.2019
vanita

Whether speaking/reasoned :	Yes	No
Whether Reportable :	Yes	No