

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-35192 of 2019(O&M)

Date of decision: 16.10.2019

Sukhdev Singh

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present:- Mr.G.S.Bawa, Advocate for the petitioner
Mr. Bhupender Beniwal, AAG, Punjab

ANIL KSHETARPAL, J. (ORAL)

On 5.9.2019, following order was passed by this Court:-

“Petitioner prays for grant of anticipatory bail in FIR No.190 dated 02.08.2019 registered under Sections 342, 384, 386, 34 IPC and Section 25 of the Arms Act, at Police Station Islamabad Amritsar, District Amritsar.

Learned counsel for the petitioner while drawing attention of the Court to Annexure P-3, agreement dated 30.07.2019, submits that actually loan transaction has been given the colour of a criminal case and petitioner has been falsely implicated.

Learned counsel for the first informant submits that the aforesaid agreement was got signed while extending threat at gun point.

Be that as it may. It is for the Court to

adjudicate upon the merits of the case after examining the evidence produced. At this stage, the Court is only considering prayer for grant of pre-arrest bail.

Prima facie, this Court is of the opinion that the custodial interrogation of the petitioner shall not be required.

Keeping in view the aforesaid facts, petitioner is directed to join investigation.

Adjourned to 16.10.2019.

In the meantime, 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 SI Harjeet Pal has submitted that petitioner has joined investigation, cooperated and not required for further custodial interrogation.

In view of the above, order dated 5.9.2019 is hereby made absolute.

Petition stands allowed.

16.10. 2019

rekha

Whether speaking/reasoned

Whether Reportable

(ANIL KSHETARPAL)

JUDGE

Yes / No

Yes / No