

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRM-M-35923 of 2019 (O&M)

Date of Decision: 12.12.2019

Kulwinder Singh @ Raju

....Petitioner

VERSUS

State of Punjab

....Respondent

CORAM:- HON'BLE MR. JUSTICE SURINDER GUPTA

Present: Mr. Kawaljyot Singh, Advocate
for the petitioner.

Mr. Amitoj Singh Dhaliwal, DAG, Punjab.

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. 131 dated 17.08.2013 registered for offences punishable under Sections 323, 324, 506, 148, 149 of Indian Penal Code, at Police Station City Moga, District Moga. (Offences punishable under Sections 148 and 149 IPC were deleted while Section 341 and 34 IPC were added later on).

Heard.

Learned State counsel on instructions from ASI Sukhwinder 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.

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 09.09.2019 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.

December 12, 2019
jk

(SURINDER GUPTA)
JUDGE

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No