

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

**CRM-M No.42160 of 2019 (O&M)
Date of Decision: 10.12.2019**

Sukhdev Singh

..... Petitioner

Versus

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present:- Mr. Mohinder Kumar, Advocate for the petitioner.

Mr. V.G.Jauhar, Sr. DAG, Punjab
for the respondent/State.

MAHABIR SINGH SINDHU, J. (Oral)

Present petition has been filed under Section 438 Cr.P.C. for grant of pre-arrest bail to the petitioner in case bearing FIR No.142 dated 25.08.2019, under Sections 406, 420 of the Indian Penal Code, 1860; Section 24 of the Immigration Act and Section 13 of the Travel Professional Regulation Act, 2014, registered at Police Station Division No.6, Police Commissionerate Jalandhar, Jalandhar City.

This Court, while issuing notice of motion on 01.10.2019, passed the following order:-

“ Contends that tickets were duly arranged for the complainant and a reference is made to Annexure P-3. Further contends that instead of choosing to return to India on due date i.e. 23.11.2017, complainant over-stayed and unnecessarily implicated the petitioner in the present criminal case.

Notice of motion for 15.11.2019.

In the meanwhile, the petitioner is directed to join the investigation before the Investigating Officer. In the event of his arrest, the Arresting Officer would admit him to interim

bail till the next date of hearing on his furnishing adequate bail and surety bonds to his satisfaction. The petitioner is also directed to abide by all the conditions as envisaged under Section 438(2) Cr.P.C. ”

Contentends that in terms of the above order, petitioner has joined the investigation.

Learned State Counsel, on instructions from Inspector Gurdev Singh, has acknowledged that in terms of order dated 01.10.2019, petitioner has joined the investigation and his custodial interrogation is not required. Also stated that there is no other criminal case pending against the petitioner.

In view of above, interim order dated 01.10.2019 is made absolute subject to the conditions as envisaged under Section 438(2) Cr.P.C.

It is also made clear that petitioner shall fully co-operate with the Investigating Officer as and when called for further investigation.

Disposed off accordingly.

December 10, 2019

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**(MAHABIR SINGH SINDHU)
JUDGE**

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether Reportable</i>	<i>Yes/No</i>