

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

CRM-M No. 42712-2019

Date of Decision:-13.11.2019

MANNU SINGH @ SHAMSHER SINGH

.....Petitioner

V/S

STATE OF PUNJAB

.....Respondent

CORAM: HON'BLE MR. JUSTICE ARUN KUMAR TYAGI

Present : Mr. Narinder Sharma, Advocate
for the petitioner.

Mr. Arun Kaundal, DAG, Punjab.

ARUN KUMAR TYAGI, J. (ORAL)

Prayer in the petition is for grant of anticipatory bail to the petitioner in case FIR No.62 dated 03.08.2019 registered under Sections 324, 323 and 34 of Indian Penal Code, 1860 at Police Station Lakhewali, District Shri Muktsar Sahib to which Section 326 IPC has been added lateron.

While issuing notice of motion, the petitioner was granted interim bail vide order dated 04.10.2019 by this Court with direction to join the investigation.

Learned State Counsel has appeared on behalf of the respondent-State and opposed the bail application.

I have heard learned Counsel for the petitioner as well as learned State Counsel and have gone through the record.

Learned Counsel for the petitioner has submitted that the petitioner was falsely implicated in the present case. The petitioner joined the investigation. Nothing is to be recovered from the petitioner

and custodial interrogation is not required.

Learned State Counsel has on instructions from Sh.Shivraj Singh, ASI present in the court, acknowledged that in compliance with order dated 04.10.2019 passed by this Court, the petitioner joined investigation and submitted that his custodial interrogation is not required for effecting any further recovery.

In view of the facts and circumstances of the case, particularly the fact that custodial interrogation of the petitioner is not required in the case but without expressing any opinion on the merits of the case, I am of the considered view that the petitioner deserves the concession of anticipatory bail. Therefore, the petition is allowed and order dated 04.10.2019 granting interim bail to the petitioner is made absolute. However, the petitioner shall join the investigation again if and as and when called upon to do so and shall abide by the conditions enumerated in Section 438 (2) of the Cr.P.C.

(ARUN KUMAR TYAGI)
JUDGE

13.11.2019

Rajeev (rvs)

Whether speaking/reasoned Yes/No

Whether reportable Yes/No