

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

CRM-M-47140-2019 (O&M)

Date of decision : 28.11.2019

Baljit Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Narinder S. Lucky, Advocate for the petitioner.

Mr. Hittan Nehra, Additional Advocate General, Punjab
alongwith ASI Sukhdev Singh.

ANIL KSHETARPAL, J. (ORAL)

Petitioner prays for grant of anticipatory bail in FIR No.14 dated 15.01.2018 registered under Sections 452, 427, 506, 323, 336, 148, 149 of the Indian Penal Code and Sections 25, 27 of the Arms Act at Police Station City Tarn Taran, District Tarn Taran.

On 13.11.2019, following order was passed by this Court:-

“Reply by way of affidavit has been filed in the Court today. A copy thereof has been supplied to the counsel for the petitioner.

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

Adjourned to 22.11.2019.

Senior Superintendent of Police, Tarn Taran is requested to file an affidavit as to why the investigations in

FIR No. 14 dated 15.1.2018 have not been completed although nearly 1 year and 10 months have elapsed.

Let the affidavit be filed within a period of one week from today.

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.”

On 22.11.2019, following order was passed by this Court:-

“Status report by way of affidavit of Senior Superintendent of Police, District Tarn Taran has been filed today in the Court which is taken on record.

Learned counsel for the State, on instructions from ASI Sukhdev Singh, has submitted that the petitioner has not come forward to join investigation, although called through notice under Section 160 Cr.P.C served on the wife of the petitioner.

On the other hand, learned counsel for the petitioner submits that according to his information, petitioner had joined investigation on 19.11.2019 itself. He further submits that he does not wish to join issue on this aspect and is ready to join investigation once again.

Adjourned to 28.11.2019.

Petitioner is directed to join investigation on 25.11.2019 at 10:00 AM at the concerned Police Station.

Investigating Officer is directed to remain present at the Police Station. The concerned Deputy Superintendent of Police of the area is also requested to remain present at the time when petitioner joins investigation.”

Learned counsel for the State, on instructions from ASI Sukhdev Singh, has submitted that the petitioner has joined investigation, cooperated and not required for further custodial interrogation.

In view thereof, order dated 13.11.2019 passed by this Court is made absolute.

Accordingly, the present petition is allowed.

28.11.2019

Pawan

**(ANIL KSHETARPAL)
JUDGE**

Whether speaking/reasoned:- Yes/No

Whether reportable:- Yes/No