

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

CRM-M No.8787 of 2020

Date of decision: 03.03.2020

Kuldeep Singh

....Petitioner

Versus

State of Punjab

....Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. Rishabh Gupta, Advocate for the petitioner.

Mr. Joginder Pal Ratra, DAG, Punjab.

ARVIND SINGH SANGWAN J. (Oral)

Prayer in this petition is for grant of anticipatory bail to the petitioner in FIR No.0012 dated 10.02.2020 registered under Sections 379-B, 342, 323, 34 IPC at Police Station GRP, District Bathinda.

Counsel for the petitioner has argued that as per the allegations in the FIR, registered at the instance of one Karanvir Singh, on 05.02.2020 at about 09:30 PM, when he deboarded a train to take water, in the meantime, the train started and he could not board the train again. His brother Rajveer Singh and friend Jaspreet Singh went with the train. When the complainant was waiting for the second train, two unknown persons came and caught hold of him and took him to a room near the Railway Station and snatched a gold chain and Samsung mobile along with 5400 rupees. It is further stated that those persons were called each other as Binder Singh and Raja Singh. They called another persons by referring his name as Kuldeep Singh i.e. the present petitioner.

Counsel for the petitioner has further argued that as per the allegations in the FIR, the petitioner was not present at the spot and in

case, he was working as a Supervisor at a construction site of the Railway Department. It is further submitted that, in fact, two persons have apprehended the complainant as he was trying to steal the iron bar and in this regard, a complaint was lodged with the Senior Superintendent of Police and an enquiry has been marked.

Counsel for the State, on instructions from ASI Darshan Singh, has not disputed the fact that on the complaint given on behalf of the accused persons, the complaint is pending enquiry with the S.P. GRP, Jalandhar.

In view of the above, this petition is allowed and the petitioner is directed to appear before the Investigating Officer within a period of 10 days to join investigation and he shall be released on interim bail on furnishing bail/surety bonds subject to the following conditions:-

- 1. *He shall make himself available for interrogation by a police officer as and when required;*
- 2. *He shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the Court or to any police officer; and*
- 3. *He shall not leave India without previous permission of the Court.*

However, it will be open for the Investigating Officer to join the petitioner in the investigation, if need be, by giving an advance notice in writing.

(ARVIND SINGH SANGWAN)
JUDGE

03.03.2020

yakub

Whether speaking/reasoned:
Whether reportable:

Yes/No
Yes/No