

202-3

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M No. 11936 of 2020 (O&M)
Decided on: 16.09.2020

Jasbir Singh @ Jass (Minor)

....Petitioner

Versus

State of Punjab

....Respondent

CORAM: HON'BLE MR JUSTICE ARVIND SINGH SANGWAN

Present : Mr. Kamalpreet Bawa, Advocate
for the petitioner.

Mr. Prabhjot Singh Walia, AAG, Punjab.

ARVIND SINGH SANGWAN, J. (Oral)

The petitioner prays for grant of anticipatory bail in FIR
No.7 dated 20.01.2020, registered under Sections 306/34 IPC at Police
Station Kot Isse Khan, District Moga.

The operative part of the order dated 04.06.2020, vide
which interim anticipatory bail has been granted to the petitioner, is
reproduced as under:-

“...At the very outset learned State counsel has contended that the date of birth of petitioner has been verified from his Aadhar Card as well as School Certificate which has been found to be 29.12.2002. She has stated so on instructions from ASI Sukhwinder Singh. It being so he was aged less than 18 years, as such a juvenile at the time of incident.

Learned counsel for the petitioner has contended that coaccused of the petitioner namely Simranpreet Kaur has been granted interim bail in CRM-M-9690 of 2020 by this Court vide order dated March 05, 2020 and to Baljinder Kaur in CRM-M-8483 of 2020 vide order dated February 27, 2020. The present petitioner is also ready

CASE HEARD THROUGH VIDEO CONFERENCING

and willing to join the investigation and he be directed to do so.

Though learned counsel for the complainant has vehemently opposed the request but I find that it would be proper and appropriate if such direction is issued with regard to the present petitioner. However, if it is found that he has not cooperated during the investigation and has not come out with the full facts within his knowledge then appropriate conclusion can be drawn and further necessary action in the matter shall be taken.

Therefore, the petitioner is directed to join investigation by contacting the Investigating Officer within 7 days from today and render all sort of cooperation. The petitioner has to surrender his Passport before the Investigating Officer, if he has got one, otherwise to furnish affidavit in that regard. Be listed on 15.7.2020, the date already fixed in the matter. If, in the meanwhile, he is arrested, he be released on interim bail to the satisfaction of the Investigating Officer/Arresting Officer....”

Counsel for the petitioner has submitted that, in pursuance to the order dated 04.06.2020, the petitioner has appeared before the Investigating Officer and has joined the investigation.

Counsel for the State, on instructions from ASI Sukhwinder Singh, has not disputed the aforesaid fact and submits that the petitioner is no more required for further investigation.

In view of the above, this petition is allowed and the interim bail granted to the petitioner vide order dated 04.06.2020 is made absolute subject to the conditions envisaged under Section 438(2) Cr.P.C.

(ARVIND SINGH SANGWAN)
JUDGE

16.09.2020

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Whether speaking/reasoned
Whether reportable:

Yes/No
Yes/No