

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

CRM-M-12212-2020

Date of decision: 4.8.2020

Sandeep Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present: Mr.Talwinder Singh, Advocate for the petitioner

Mr.Mehardeep Singh, Addl.AG, Punjab
assisted by ASI Pritam Singh

JITENDRA CHAUHAN, J.

The matter has been taken up through video-conferencing in the light of the pandemic Covid-19 situation and as per instructions.

The present petition under Section 438 of the Code of Criminal Procedure is for granting anticipatory bail to the petitioner in case First Information Report No.4 dated 13.1.2020 registered under Section 380 of IPC at Police Station Badhni Kalan, District Moga.

Heard.

On 13.5.2020, while issuing notice of motion and granting interim anticipatory bail to the petitioner, the following order was passed:-

“Learned counsel inter alia contends that petitioner and complainant are related to each other. The complainant is paternal uncle of the petitioner and there is dispute of

land between the parties. The complainant and petitioner are not on talking term with each other. There is 04 days delay in loding the F.I.R. The allegations against the petitioner is with regard to theft of rifle of the complainant by the petitioner.

Notice of motion for 04.08.2020.

At this stage, Ms. Monika Jalota, D.A.G, Punjab accepts notice on behalf of respondent-State.

Meanwhile, petitioner is directed to join the investigation as and when called by the Investigating Officer. In the event of his arrest, he shall be released on bail by the Investigating Officer on his furnishing bail bonds/sureties to his satisfaction, subject to the following conditions, as envisaged under Section 438 (2) Cr.P.C:-

(a) that the petitioner shall make himself available for interrogation by a police officer as and when required;

(b) that the petitioner shall not directly or indrectly make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade them from disclosing such facts to the Court or to any police officer;

(c) that the petitioner shall not leave India without the previous permission of the Court; (d) such other condition as may be imposed under sub section (3), as if

the bail were granted under that section. ”

Learned State counsel, on instructions from ASI Pritam Singh, informs that the petitioner has joined investigation in compliance of the order dated 13.5.2020 and is not required for further custodial interrogation.

In view of the above, the present petition is allowed. The order dated 13.5.2020, vide which the petitioner was granted interim anticipatory bail is made absolute subject to his furnishing bail/ surety bonds to the satisfaction of learned Chief Judicial Magistrate/ Duty Magistrate concerned.

4.8.2020
gsv

(JITENDRA CHAUHAN)
JUDGE

Whether speaking / reasoned?	Yes	/	No
Whether reportable?	Yes	/	No