

CRM-M-12391-2020(O&M) 1

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-12391-2020(O&M)

Date of decision: 05.08.2020

Mohit Kumar @ Gundi

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present:- Mr. Kartik Gupta, Advocate for the petitioner

Mr. V.G.Johar, Sr. DAG, Punjab

ANIL KSHETARPAL, J. (ORAL)

On 15.5.2020, the following order was passed by this

Court:-

“The petitioner is seeking anticipatory bail in FIR No. 64 dated 16.03.2020 under Sections 386, 506, 120-B, 148 and 149 of the Indian Penal Code, 1860, registered at Police Station City Hoshiarpur, District Hoshiarpur.

Learned counsel for the petitioner contends that it is alleged in the FIR that the petitioner was trying to collect the ransom, which was demanded by the co-accused. He, however, contends that the petitioner did not contact the complainant in

any manner either through telephone or any other means. He also contends that the petitioner had earlier joined investigation in terms of the orders of the Additional Sessions Judge granting ad interim bail, but later on the bail was dismissed. He further contends that the petitioner is not involved in any other case.

Issue notice to the respondent returnable on 03.07.2020.

At the asking of the Court, Ms. Rashmi Attari, AAG, Punjab, accepts notice on behalf of the respondent-State.

The arrest of the petitioner shall remain stayed till the next date of hearing.”

Thereafter, on 3.7.2020, the following order was passed by this Court:-

“The matter has been taken up for hearing through video conferencing due to outbreak of COVID-19.

Adjourned to 05.08.2020.

Meanwhile, in the event of arrest of the petitioner, he shall be released on ad-interim bail to the satisfaction of the arresting officer. However, the petitioner shall join the investigation as and when directed by the investigating agency and shall abide

by the terms and conditions laid down under Section
438(2) Cr.P.C.”

Learned State counsel on instructions from Inspector
Govinder Kumar has submitted that the petitioner has joined the
investigation, cooperated and is not required for further custodial
interrogation. However, he submits that the petitioner is a previous
convict and the statement made in para 22 of the petition is not correct.

The aforesaid statement is noted.

In view of the above, the order dated 3.7.2020 is hereby
made absolute.

Petition stands allowed.

05.08.2020

rekha

Whether speaking/reasoned

Whether Reportable

(ANIL KSHETARPAL)

JUDGE

Yes / No

Yes / No