

CRM-M-13295 of 2020

**202IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

CRM-M-13295 of 2020
Date of Decision: 07.10.2020

Ajay Kumar

...Petitioner

Versus

State of Punjab

....Respondent

CORAM: HON'BLE MR. JUSTICE DEEPAK SIBAL

Present:- Mr. Balram Singh, Advocate, for the petitioner.
Mr. Jagmohan Ghumman, DAG, Punjab.
Ms. Rishma Verma, Advocate, for the complainant.

DEEPAK SIBAL, J. (ORAL)

Case taken up through Video Conferencing.

Through the present petition filed under Section 438 Cr.P.C. the petitioner seeks the grant of anticipatory bail in FIR No.40 dated 27.04.2020, registered under Sections 295, 484, 188, 427, 149, 171 and 341 IPC at Police Station Sadar Phagwara, District Kapurthala.

The case of the prosecution is that the complainant had filed a complaint at Police Station Sadar Phagwara, District Kapurthala that petitioner and one Manjit Kaur had put on their respective vehicles the police logo and written IPS on their number plates. Due to this complaint the complainant was beaten up by Manjit Kaur, Kirandeep, Sahil, Harlaghan Singh and Sukhwinder Kumar and his car was also damaged by them.

Learned counsel for the petitioner *inter alia* contends that the petitioner has been falsely implicated in the case on account of political

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rivalry; there is no allegation against the petitioner with regard to giving beating to the complainant or damaging his vehicle; co-accused Manjit Kaur had been granted anticipatory bail by this Court and under the interim orders passed by this Court the petitioner has not only joined the investigation but has also fully co-operated with the investigating agency.

Learned State counsel on instructions from ASI Major Singh submits that under the interim orders passed by this Court the petitioner has joined the investigation; has also fully co-operated with the investigating agency and that no recovery is to be made from him and that his custodial interrogation is no longer required by the State.

After considering the totality of the above facts this Court is of the considered opinion that custodial interrogation of the petitioner is not necessary and consequently the order of this Court dated 29.05.2020 granting ad-interim anticipatory bail to the petitioner is ordered to be made absolute.

Nothing observed herein-above shall be considered to be an expression of opinion by this Court on the merits of the case.

October 07, 2020
R.S.

(DEEPAK SIBAL)
JUDGE

Whether speaking/reasoned Yes/No

Whether Reportable Yes/No