

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

CRM-M No.15351 of 2020 (O&M)

Date of Decision: 30.07.2020

Savtantar Rai Bhandari

..... Petitioner

Versus

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present:- Mr. Dinesh Mahajan, Advocate for the petitioner.

Mr. Saurav Khurana, DAG, Punjab for the respondent.

MAHABIR SINGH SINDHU, J. (Oral)

Present petition has been filed under Section 438 Cr.P.C. for grant of pre-arrest bail to the petitioner in case bearing FIR No.68 dated 22.05.2020, under Section 379B of the Indian Penal Code, 1860, registered at Police Station Taragarh, District Pathankot.

This Court, while issuing notice of motion on 17.06.2020, passed the following order:-

“ The matter is taken up through video conference/WhatsApp [due to the pandemic COVID-19].

This is the first petition filed under Section 438 Cr.P.C. for grant of pre arrest bail in case FIR No.68 dated 22.05.2020 registered under Section 379B IPC at Police Station Taragarh District Pathankot.

Learned counsel for the petitioner submits that the petitioner has been falsely implicated in the present case in counter blast of the case registered by his father against the police officials for demanding money from him.

Notice of motion.

Though advance copy of the petition stands already served, Mr. Suveer Sheokhand, Addl. AG Punjab accepts notice on behalf of the respondent-State.

List on 30.07.2020.

In the meanwhile, the petitioner shall appear before the Investigating Officer/Arresting Officer as and when required and shall fully cooperate in the investigation of this case. In the event of his arrest, the petitioner shall be released on interim bail to the satisfaction of Investigating Officer/Arresting Officer. Petitioner shall comply with the conditions as stipulated in Section 438(2) Cr.P.C. ”

Contentends that in terms of the above order, petitioner has joined the investigation.

Learned State Counsel, on instructions from S.I. Hardeep Singh, has acknowledged that in terms of order dated 17.06.2020, petitioner has joined the investigation and his custodial interrogation is not required.

In view of above, interim order dated 17.06.2020 is made absolute subject to the conditions as envisaged under Section 438(2) Cr.P.C.

It is also made clear that petitioner shall fully co-operate with the Investigating Officer as and when called for further investigation.

Disposed off accordingly.

July 30, 2020
Gagan

(MAHABIR SINGH SINDHU)
JUDGE

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether Reportable</i>	<i>Yes/No</i>