

**(Proceedings conducted through video conferencing on account of
Covid-19 Pandemic)**

CRM-M-16388-2020

Date of Decision: 16.09.2020

ALOK

... PETITIONER

VS.

STATE OF PUNJAB

.. RESPONDENT

CORAM: HON'BLE MR. JUSTICE VIVEK PURI

Present : Mr. Aditya Pal Singla, Advocate
for the petitioner.

Mr. H.S.Multani, AAG, Punjab.

VIVEK PURI, J.(ORAL)

On 23.07.2020, the following order was passed:-

*“The petitioner has prayed for pre arrest bail in FIR
No. 102 dated 23.10.2019 under Sections 323, 308, 506,
148, 149 of IPC registered at Police Station Cantt. District
Jalandhar.*

*Briefly, the FIR has been registered on the basis of
the statement of Rahul S/o Rajan alleging that on
22.10.2019 at about 9.20 p.m., six assailants arrived on
three motor-cycles, one was being driven by Rahul @ Kali
S/o Ramesh Kumar and another one was being driven by
Dushal @ Dugu. The assailants were armed with basebats
and they had inflicted injuries on the head of the brother of
the complainant.*

*It has been stated that Dushal @ Dugu co-accused
had nominated co-accused Akash and on his disclosure
statement, petitioner has been nominated as an accused in
this case.*

Notice of motion for 16.09.2020.

*Mr. M.S. Nagra, AAG Punjab, accepts notice on
behalf of the State of Punjab.*

In the meanwhile, the petitioner is directed to join investigation and in the event of his arrest, he shall be released on interim bail to the satisfaction of Investigating Officer/Arresting Officer subject to the conditions as envisaged under Section 438 (2) of Code of Criminal Procedure.”

It has been stated by learned counsel for the petitioner that in pursuance of aforesaid order, the petitioner has joined the investigation and he is no more required for custodial interrogation.

Learned State counsel, on instructions from ASI Ram Lobhaya, has not disputed the aforesaid fact(s). He has further stated that custodial interrogation of petitioner is not required.

In view of the above, the order dated 23.07.2020 is made absolute.

The petition is accordingly allowed.

16.09.2020
smriti

(VIVEK PURI)
JUDGE

Whether speaking/reasoned : Yes/No
Whether Reportable : Yes/No