

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

Criminal Misc. No. M- 17567 of 2020

Date of Decision: August 25 , 2020.

Meer Khan

..... PETITIONER

Versus

State of Punjab

..... RESPONDENT

CORAM:- HON'BLE MRS.JUSTICE LISA GILL

Present: Mr. Prateek Pandit, Advocate
for the petitioner.

Mr. Rana Harjasdeep Singh, DAG, Punjab.

1. Whether reporters of local papers may be allowed to see the judgment?
2. To be referred to the reporters or not?
3. Whether the judgment should be reported in the digest?

LISA GILL, J.

Prayer in this petition is for grant of anticipatory bail to the petitioner in FIR No.231 dated 18.08.2019, under Section 379B IPC, Police Station City Kapurthala, District Kapurthala.

It is submitted that the petitioner has been falsely implicated in this case.

It is submitted that, in fact, the petitioner and the co-accused are farm labourers and had worked for the complainant at one point of time and an altercation, had taken place between the complainant and petitioner, regarding payment of their wages. Due to this reason, the petitioner, it is submitted, has been implicated in this matter. The petitioner, it is further submitted, is not involved in any other criminal case. Moreover, the petitioner has joined investigation and he undertakes to extend full cooperation to the investigating agency. The petitioner further undertakes to face the proceedings and not misuse the concession of anticipatory bail, if confirmed.

Therefore, it is prayed that this petition be allowed.

It had been submitted on the last date of hearing, that the petitioner was not working as a farm labourer with the complainant, but the basis thereof was not forthcoming and learned counsel for the state had sought some time to verify the same. Learned counsel for the State, on instructions from ASI Manjit Singh, submits that the said information was given merely on the basis of the information supplied to ASI Manjit Singh, by the complainant and no inquiry was conducted by the Investigating Officer in this regard.

Be that as it may, it is not denied by learned counsel for the State, on instructions from ASI Manjit Singh, that the petitioner has joined investigation and is not involved in any other criminal case. It is further informed that custodial interrogation of the petitioner is not required, at this stage.

There are no allegations on behalf of the State that the petitioner is likely to abscond or that he is likely to dissuade the witnesses from deposing true facts.

Keeping in view the facts and circumstances as above but without commenting upon or expressing any opinion on the merits of the case, this petition is allowed. Consequently, order dated 06.07.2020 is made absolute.

It is clarified that none of the observations made hereinabove shall be construed to be a reflection on the merits of the case. The same are solely confined for the purpose of decision of the present petition.

August 25 , 2020.
'om'

(LISA GILL)
JUDGE

Whether speaking/reasoned:	Yes/No
Whether reportable:	Yes/No