

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

(Heard through VC)

CRM-M-20274 of 2020 (O&M)
Date of Decision: December 15, 2020

Balwinder Singh @ Babbu

...Petitioner

Versus

State of Punjab

...Respondent

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. R.S. Sidhu, Advocate
for the petitioner.

Ms. Samina Dhir, DAG Punjab.

Mr. Vikas Gupta, Advocate
for the complainant.

JAISHREE THAKUR, J. (Oral)

The instant petition has been filed under Section 438 of Cr.P.C., for grant of anticipatory bail to the petitioner in the event of arrest in FIR No.186 dated 25.04.2020, under Sections 323, 324, 452, 148, 149, 506 of the Indian Penal Code (Sections 326, 188, 269, 270 of IPC and Section 51-B of Disaster Management Act added later on) registered at Police Station Jhabal, District Tarn Taran.

Learned counsel for the petitioner contends that the petitioner is falsely implicated in the present case and on the direction of this Court, has joined the investigation. It is also contended that nothing is to be recovered

from him.

On the other hand, counsel for the complainant opposes the confirmation of anticipatory bail.

Per contra, learned DAG Punjab for the respondent-State, on instructions from ASI Gurpal Singh, submits that petitioner has joined the investigation and he is not required for the custodial interrogation.

In view of the facts that the petitioner is not required for custodial interrogation and has joined the investigation, without commenting on the merits of the case, the petition is allowed and order dated 26.08.2020 granting interim bail to the petitioner is made absolute subject to the conditions laid down in Section 438 Sub Section 2 Clauses (i) (ii) and (iii) of the Code of Criminal Procedure.

December 15, 2020
vijay saini

(JAISHREE THAKUR)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes
Yes/No