

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

297

CRM-M-29059 of 2018

Date of Decision: 27.01.2020

Karanvir Singh

.....Petitioner

versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR.JUSTICE MANOJ BAJAJ

Present: Mr.Liaqat Ali, Advocate for the petitioner.

Mr.P.S.Walia, AAG, Punjab.

MANOJ BAJAJ, J. (Oral)

This petition has been filed by the petitioner under Section 438 Code of Criminal Procedure for grant of anticipatory bail in case FIR No.47 dated 02.03.2019 under Sections 325, 326, 341, 307, 148, 149 and 120-B IPC, registered at Police Station Division No.6, District Ludhiana. The petitioner apprehended his arrest at the hands of Police.

Learned counsel for the petitioner has invited the attention of the Court to the order dated 11.07.2019 whereby while issuing notice of motion to the respondent-State, the interim protection was extended to the petitioner. The said order reads as under:-

“Learned counsel for the petitioner contends that it was mentioned in the FIR that the complainant was given beatings by unknown persons. He contends that the petitioner was previously known to the complainant, therefore, the petitioner not being named in FIR, was not one of the assailants. Further reliance is placed on the order dated 01.05.2019 (Annexure P-5) whereby co-accused has been granted the concession of interim bail by this Court.

Notice of motion for 31.10.2019.

Meanwhile, the petitioner shall join the investigation and would come present as and when called for and in the event of arrest, the petitioner shall be admitted to interim bail on his furnishing personal and surety bonds to the satisfaction of Arresting/Investigating Officer. The petitioner shall also abide by the conditions as specified under Section 438(2) Cr.P.C.

To be heard along with CRM-M-19509-2019.”

Learned counsel for the petitioner further contends that in deference to the said order, the petitioner submitted himself before the Police and joined the investigation. According to him, the petitioner cooperated with the Police Authorities during the investigation and furnished requisite bonds to the satisfaction of the Investigating Officer/Arresting Officer.

Learned State counsel who is assisted by SI Sulkhan does not dispute this fact that the petitioner has joined the investigation. He on instructions from SI Sulkhan further submits that the petitioner is not required for custodial interrogation for the time being.

Considering above, the petition is allowed and the interim bail granted by this Court vide order dated 11.07.2019 is made absolute.

27.01.2020
Anjal

[MANOJ BAJAJ]
JUDGE

Whether speaking/reasoned :
Whether Reportable :

Yes/No
Yes/No