

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH
209**

**CRM-M-33285-2019
Date of Decision 12.03.2020.**

KULDIP SINGH

Petitioner.....

V/S

STATE OF PUNJAB

Respondent.....

CORAM: HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Mr. B.S. Baath, Advocate
for the petitioner.

Ms. Monika Jalota, DAG, Punjab.

MANOJ BAJAJ, J. (ORAL)

This petition has been filed by the petitioner under Section 438 Cr.P.C. for grant of anticipatory bail in case FIR No.0093 dated 09.05.2019 under Section 420/120-B of Indian Penal Code, registered at Police Station Ajnala, District Amritsar (Rural). The petitioner apprehended his arrest at the hands of Police, in the above FIR.

Learned counsel for the petitioner has invited the attention of the Court to the order dated 09.09.2019 whereby the interim protection was extended to the petitioner. The said order reads as under:-

“Learned counsel for the petitioner submits that loan was advanced to Sajan Singh and Mangal Singh, cousin of complainant, who issued cheques in favour of petitioner, which on presentation to Bank were dishonoured. Due to this reason, complainant has filed present complaint, which has been supported by persons, who are none other than brother, father, cousin and maternal grandfather of complainant.

Learned State counsel submits that he has not received the complete record of the case.

List on 11.12.2019.

Petitioner is directed to surrender before the police and join investigation within two weeks. In the event of his arrest being required, he shall be released on interim bail till the next date, subject to his furnishing bonds to the satisfaction of Arresting Officer. However, he shall abide by the terms and conditions as envisaged under Section 438(2)(i) to (iv) Cr.P.C. failing which he shall lose the benefit of interim bail allowed to him.”

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 Investigation Officer/Arresting Officer.

Learned State counsel who is assisted by ASI Sukhdev Singh does not dispute this fact that the petitioner has joined the investigation and he 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 09.09.2019 is made absolute.

March 12, 2020
sangeeta

(MANOJ BAJAJ)
JUDGE

Whether speaking/reasoned: Yes/No

Whether reportable: Yes/No