

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

**CRM-M-39033-2019
Date of decision-31.01.2020**

Paramjit Singh		...Petitioner
	Vs.	
State of Punjab		...Respondent

CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ

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

Mr. Prabhjot Singh Walia, AAG, Punjab.

MANOJ BAJAJ, J.

This petition has been filed by the petitioner under Section 438 Code of Criminal Procedure for grant of anticipatory bail in case FIR No.97 dated 02.07.2019 under Sections 406 and 420 of Indian Penal Code, 1860 registered at Police Station Dasuya, District Hoshiarpur. 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 13.09.2019 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 alleged amount of Rs.10 lacs was paid by complainant on 08.09.2017 and the petitioner was not the recipient of the said amount. The petitioner was allegedly on duty who is working as a Home Guard. It is further pointed out that the amount was returned by co-accused Surinder Kumar by issuing a cheque in favour of complainant on 04.02.2019. According to him, the other two accused, namely, Gurpreet Kaur and Nitish Kumar have already been declared innocent during investigation.
Notice of motion for 31.01.2020.*

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.”

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 ASI Pawan Kumar does not dispute this fact that the petitioner has joined the investigation. Learned counsel on instructions from ASI Pawan Kumar further states 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 13.09.2019 is made absolute.

(MANOJ BAJAJ)
JUDGE

31.01.2020

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