

CRM-M-45446-2019
Date of Decision: 14.02.2020.

Chetan Malhotra

... Petitioner

vs.

State of Punjab

.. Respondent

CORAM: HON'BLE MR. JUSTICE VIVEK PURI

Present : Mr. Arjun Veer Sharma, Advocate
for the petitioner.

Mr. B.S.Sewak, Additional Advocate General, Punjab.

VIVEK PURI, J.(ORAL)

Briefly, the allegations, as put forth in the FIR, are to the effect that on 26.06.2019, petitioner alongwith co-accused broke open the door of the house of Ankur Sharma-complainant and injuries were inflicted upon his person.

On 15.11.2019, the following order was passed:-

“On enquiry, learned State counsel submits that Investigating officer has not recorded the statement of all alleged victims so far. Only statement of complainant has been recorded so far.

List on 14.02.2020.

In the meanwhile, the petitioner is directed to surrender before the police and join investigation within a week. 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.”

It has not been disputed by learned State counsel that the petitioner has joined the investigation in pursuance of the interim directions issued by this Court. Furthermore, it has been pointed by him that offence under Section 452 IPC has been deleted and cancellation report has been prepared and likely to be presented before the learned Illaqa Magistrate. He further contends that petitioner is not required for custodial interrogation.

In view of the above, the interim bail granted to the petitioner, vide order dated 15.11.2019, is made absolute.

Disposed of.

(VIVEK PURI)
JUDGE

14.02.2020.
smriti

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