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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-49066-2019 (O&M)

Date of decision: March 05, 2020

Vikramjit Singh @ Bikramjit Singh

....Petitioner

Versus

State of Punjab

....Respondent

CORAM: HON'BLE MR. JUSTICE HARI PAL VERMA

Present: Mr. P.B.S. Goraya, Advocate
for the petitioner.

Mr. Hittan Nehra, Addl. A.G., Punjab.

Dr. B.M. Singh, Advocate
for the complainant.

HARI PAL VERMA, J.(ORAL)

Petitioner has filed petition under Section 438 Cr.P.C. for releasing the petitioner on anticipatory bail in case FIR No.230 dated 09.10.2019, under Section 376 of the Indian Penal Code, registered at Police Station Beas, District Amristar.

On 28.11.2019, this Court has passed the following order:-

“Counsel for the petitioner states that a bare perusal of the FIR does reflect that there is a total ambiguity. In the FIR, the prosecutrix has not mentioned any date, time and place where the alleged offence was committed upon her.

Learned State counsel, on instructions from ASI Sukhwant Singh, states that chemical examination report in the case is awaited.

Adjourned to 19.02.2020.

Meanwhile, in the event of arrest of the petitioner, he shall be released on ad-interim bail to the satisfaction of the arresting officer. However, the petitioner shall join the investigation as and when directed by the investigating agency and shall abide by the terms and conditions laid down under Section 438(2) Cr.P.C.”

Learned State counsel submits that in pursuance to the aforesaid order, the petitioner has joined the investigation and his custodial interrogation is not required.

However, learned counsel for the complainant has submitted that after the registration of the FIR, the prosecutrix has submitted a representation to the Senior Superintendent of Police on 21th January, 2020 giving details of place, time and venue where the offence was committed.

I have heard learned counsel for the parties.

Considering the fact that the petitioner has joined the investigation, his custodial interrogation is not required, the present petition is allowed and order dated 28.11.2019 passed by this Court is made absolute.

However, the petitioner shall join the investigation as and when directed by the investigating agency and shall abide by the terms and conditions laid down under Section 438(2) Cr.P.C.

Since, main petition has been allowed, pending miscellaneous application, if any, shall also stands disposed of accordingly.

(HARI PAL VERMA)
JUDGE

March 05, 2020
m. sharma

Whether speaking/reasoned	:	Yes/No
Whether reportable	:	Yes/No