

211

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

CRM-M-95-2021

Date of decision-17.08.2021

KANWALJIT SINGH @ SONU
Vs.

...Petitioner

STATE OF PUNJAB

...Respondent

CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ

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

Mr. Ramandeep Singh Sandhu, Sr. DAG, 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.359 dated 16.12.2020 under Sections 420, 465, 466, 468, 471, 219 & 120-B Indian Penal Code, 1860, registered at Police Station Civil Lines District Amritsar. 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 25.01.2021, whereby, the interim protection was extended to the petitioner. The said order reads as under:-

“CRM-1805-2021

*Application for placing on record Annexures
P-2 to P-67 is allowed.*

CRM-M-95-2021

Heard.

*Learned counsel for the petitioner contends
that the colleague of the petitioner, namely, Rajinder
Kumar, was in charge of criminal cases, as Ahlmad and
used to oftenly send release orders through the mobile*

phone of the petitioner, who was the incharge of the civil cases as Ahlmad. He submits that as per the FIR, the forged release order dated 04.12.2020 in FIR No.21/2018 was sent through his mobile, whereas it was an intentional act on the part of Rajinder Kumar. According to him, the petitioner gave his mobile phone in good faith to his colleague, which was put to misuse. He has further placed reliance upon the previous instances, whereby release orders (Annexures P-7 to P-59) were sent by Rajinder Kumar through the mobile phone of the petitioner.

Adjourned to 27.04.2021.

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 SI Gurinder 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 the above, the petition is allowed and the interim bail granted by this Court vide order dated 25.01.2021 is made absolute.

(MANOJ BAJAJ)
JUDGE

17.08.2021

Vipin kumar

Whether speaking/reasoned :

Yes

No

Whether Reportable :

Yes

No