

209

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-108-2021
Date of decision-28.07.2021

BALWINDER SINGH

...Petitioner

Vs.

STATE OF PUNJAB

...Respondent

CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Mr. Anantdeep Singh Sandhu, 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.107 dated 10.08.2020 under Sections 324, 34 & 326 (added later on) of Indian Penal Code, 1860, registered at Police Station Sadar Kotkapura, District Faridkot. 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 06.01.2021, whereby, while issuing notice of motion to respondent-State, the interim protection was extended to the petitioner. The said order reads as under:-

“Learned counsel contends that the FIR was originally registered for the offence punishable under Section 324/34 IPC and Section 326 IPC was added after two months through DDR No.028 dated

20.10.2020 (Annexure P-2). He has further invited the attention of the Court to the cross case through FIR No.109 dated 15.08.2020, under Sections 307, 452, 324, 323, 427, 148 and 149 IPC, at Police Station Sadar Kotkapura, District Faridkot, (Annexure P-3) registered on the statement of Kala Singh (brother of the petitioner).

Notice of motion for 07.04.2021.

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 ASI Baldev 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 06.01.2021 is made absolute.

(MANOJ BAJAJ)
JUDGE

28.07.2021

Vipin kumar

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