

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

**CRM-M-6078-2020
Date of decision: 03.09.2021**

Golu @ Kala

...Petitioner

Versus

State Of UT Chandigarh

...Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present:- Mr. Sunil Toni, Advocate
for the petitioner.

Mr. Abhinav Gupta, Addl. PP, UT.

(Through Video Conferencing)

ARVIND SINGH SANGWAN, J. (Oral)

The petitioner prays for grant of anticipatory bail in FIR No. 0006 dated 10.01.2020, registered under Sections 332, 353, 224 and 225 of the IPC at Police Station Maloya, Chandigarh.

The operative part of the order dated 18.02.2020, vide which the petitioner has been granted interim bail, is reproduced below:

“Submits inter alia that the Auto-Rickshaw belonging to the petitioner, is still in custody of the Police. The two other persons, named in the FIR, have already been granted interim bail.

Notice of motion.

On asking of the Court, Mr. Gautam Dutt, Addl. Public Prosecutor accepts notice on behalf of the respondent-U.T., Chandigarh. A copy of the paper book be handed over to him during the course of the day.

Adjourned to 1st July, 2020.”

Learned counsel for the petitioner submits that the petitioner, in pursuance to the order dated 18.02.2020, has already appeared before the SHO/Investigating Officer and has joined the investigation.

Learned counsel for the State, on instructions from SI Ram Diya, has not disputed the factual position and submits that the petitioner has joined the investigation and is no more required for any further investigation.

Even otherwise there is no allegation that in the intervening period of about one year and six months, the petitioner has misused the concession.

In view of the above, the petition is allowed and the interim bail granted to the petitioner, vide order dated 18.02.2020, is made absolute subject to the conditions envisaged under Section 438(2) Cr.P.C.

03.09.2021
Chetan Thakur

(ARVIND SINGH SANGWAN)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No