

201

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-8454-2021

Date of Decision: 08.11.2021

Kuldeep Singh

.. Petitioner

Vs.

Staet of Punjab

..Respondent

CORAM: HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Mr. L.S. Sekhon, Advocate for the petitioner.

Mr. Ramdeep Partap Singh, DAG, Punjab.

...

Manoj Bajaj, J. (Oral)

Petitioner has filed this petition under Section 438 Code of Criminal Procedure for grant of anticipatory bail in a case FIR No.09 dated 30.01.2021 under Sections 427, 380, 419, 465, 467, 468, 471 and 120-B IPC, registered at Police Station Gidderbah, District Sri Muktsar Sahib. 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 23.02.2021, which reads as under:

“Learned counsel for the petitioner inter-alia contends that the police has falsely implicated the petitioner in the case as on an earlier point of time the petitioner's father had lodged a FIR against police officials for corruption; there are two other cases also registered against the petitioner at the behest of police officials under the NDPS Act to put pressure on the petitioner's father to withdraw the corruption case; the complainant in the present FIR is the petitioner's partner who earlier was a witness in the corruption case but later, under police pressure, has filed an affidavit in favour of the police and is only being used by the police to put pressure on the petitioner and his father through the present FIR; the other reason with the complainant to lodge the present FIR against the petitioner was because the petitioner has instituted a case under Section 138 of Negotiable Instruments Act, 1881 against the complainant; on merits also all valid documentation is there for the car in question; case

made out against the petitioner is absolutely false and that the petitioner is ready and willing to join investigation as and when called by the investigating agency.

Notice of motion.

Mr.H.S. Sitta, AAG Punjab accepts notice on behalf of respondent-State.

Adjourned to 24.03.2021.

In the meanwhile arrest of the petitioner is stayed.”

He further states that subsequently after hearing, the interim protection was extended to the petitioner on 13.07.2021.

Learned counsel for the petitioner further states 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 Sarabjit 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 above, the petition is allowed and the interim bail granted by this Court vide order dated 13.07.2021 is made absolute.

08.11.2021
Jasmine Kaur

(MANOJ BAJAJ)
JUDGE

Whether speaking/reasoned	Yes	No
Whether reportable	Yes	No