

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

CRM-M- 7976-2019 (O&M)

Date of Decision: 13.07.2021

Gurmeet Singh

... Petitioner

Versus

State of Punjab

... Respondent

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. Rajat Dogra, Advocate
for the petitioner.

Mr. Amandeep Singh Gill, Sr. DAG, Punjab

JAISHREE THAKUR, J. (Oral)

The instant petition has been filed under Section 438 of Cr.P.C., for grant of anticipatory bail to the petitioner in FIR No. 69 dated 09.12.2018 under Sections 406, 498-A IPC, registered at Police Station Women, District Jalandhar.

Learned counsel for the petitioner contends that the petitioner is falsely implicated in the present case and the matter stands investigated and challan stands presented on 10.06.2021. It is also contended that nothing is to be recovered from him.

Learned State counsel, on instructions from the Investigating Officer, submits that since the challan against the petitioner has already been filed, the petitioner is not required for the custodial interrogation.

In view of the facts that the matter has been investigated qua the petitioner and the petitioner is not required for custodial interrogation , without commenting on the merits of the case, the petition is allowed granting the protection under Section 438 Cr.P.C. during trial subject to the conditions laid down in Section 438 Sub Section 2 Clauses (i)(ii) and (iii) of the Code of Criminal Procedure.

13.07.2021
seema goran

(JAISHREE THAKUR)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes
Yes/No