

201-A

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

CRM-M-8146-2020

Date of decision : 15.09.2021

Ranbir Singh

...Petitioner

Versus

State of Punjab and another

...Respondents

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

Present: Mr. Ankur Bansal, Advocate for the petitioner.

Mr. Saurav Khurana, DAG, Punjab.

(Through Video Conferencing)

VIKAS BAHL, J. (ORAL)

Prayer in the present petition is for grant of anticipatory bail to the petitioner in FIR No.11 dated 19.01.2020 registered under Sections 406, 420, 120-B of the Indian Penal Code, 1860 at Police Station Navi Baradari, District Jalandhar.

After notice of motion having been issued on 02.03.2020 in the present petition, on 11.01.2021, the Coordinate Bench of this Court was pleased to pass the following order:-

“The case has been taken up for hearing through video conferencing.

Status report by way of affidavit of Sh. Hardev Singh Sub Inspector Police Station Navi Baradari, Jalandhar on behalf of respondent-State has been filed in the Registry which is taken on record.

In view of the facts and circumstances of the case,

presence of the complainant is considered to be necessary for just and proper decision of the petition. Therefore, complainant is ordered to be impleaded as respondent No.2. Memo of Parties be amended accordingly.

Adjourned to 10.03.2021.

Notice to newly added respondent No.2 be issued for that date and notice be also given dasti, if so desired.

In the meanwhile, the petitioner is directed to join the investigation as and when called upon to do so. In the event of his arrest, the petitioner shall be released on interim anticipatory bail by the arresting officer/investigating officer on furnishing of bail bonds by him to the satisfaction of the arresting officer/investigating officer. The petitioner shall comply with the conditions enumerated under Section 438(2) of the Cr.P.C. failing which he shall not be entitled to the protection of interim anticipatory bail allowed to him.”

Learned counsel for the petitioner has submitted that respondent No.2-Gurminder Kaur in the present case is the same as in CRM-M-19090-2020 in which it has been specifically recorded that despite service, she has not appeared.

Learned counsel for the petitioner has submitted that in pursuance of the abovesaid order dated 11.01.2021, the petitioner has joined the investigation.

Learned counsel for the State, on instructions from SI Hardev Singh, has submitted that the petitioner has joined the investigation and is not required for any further custodial interrogation.

In view of the above, the interim order dated 11.01.2021 is ordered to be made absolute.

Accordingly, the present petition is allowed.

However, nothing stated above shall be construed as an expression of opinion on the merits of the case and the trial would proceed independently of the observations made in the present case which are only for the purpose of adjudicating the present bail application.

15.09.2021

Pawan

**(VIKAS BAHL)
JUDGE**

Whether speaking/reasoned:- **Yes/No**

Whether reportable:- **Yes/No**