

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

**CRM-M-15790-2021
Date of decision: 29.10.2021**

Gourav Sharma

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present:- Mr. Dhawaljeet Dutta, Advocate
for the petitioner.

Mr. Joginder Pal Ratra, DAG, Punjab.

(Through video conferencing)

ARVIND SINGH SANGWAN, J. (Oral)

The petitioner prays for grant of anticipatory bail in FIR No. 0037 dated 22.04.2019, registered under Section 174-A IPC at Police Station Division No. 2, District Pathankot.

The operative part of the order dated 09.04.2021, vide which the petitioner has been granted interim bail, is reproduced below:

“Learned counsel for the petitioner submits that the petitioner herein has been falsely implicated in the instant FIR. It is, inter-alia, contended that initially he had been allowed regular bail in FIR No. 24 dated 26.8.2014 registered under Sections 498-A, 406, 506 and 120-B IPC. However, since he could not appear in the trial court, therefore, he was declared as proclaimed offender and consequence thereof instant FIR was lodged against the petitioner. It is submitted that eventually, the petitioner stand acquitted in FIR No. 24. It is submitted that no custodial interrogation of the petitioner would not be required as no recovery is to be effected from him and he

is ready to join the investigation.

Notice of motion.”

Learned counsel for the petitioner submits that the petitioner, in pursuance to the order dated 09.04.2021, has already appeared before the SHO/Investigating Officer and has joined the investigation.

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

In view of the above, the petition is allowed and the interim bail granted to the petitioner, vide order dated 09.04.2021, is made absolute subject to the conditions envisaged under Section 438(2) Cr.P.C.

29.10.2021

Waseem Ansari

**(ARVIND SINGH SANGWAN)
JUDGE**

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No