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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M No.19689 of 2021(O&M)
Date of Decision: 22.07.2021.

Kulwant Singh
Vs
State of Punjab

.....Petitioner
.....Respondent

CORAM: HON'BLE MR. JUSTICE RAJ MOHAN SINGH

Present: Mr. Amar Dhir, Advocate
for the petitioner.

Mr. Sandeep Kumar, DAG, Punjab.

RAJ MOHAN SINGH, J. (Oral)

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

Petitioner seeks grant of anticipatory bail in case bearing FIR No.47 dated 29.04.2021 registered under Section 61 of the Punjab Excise Act (offences under Sections 420/473 IPC enhanced later on vide DDR No.48 dated 29.04.2021) at Police Station Gidderbaha, District Sri Muktsar Sahib.

Vide order dated 17.05.2021, interim protection was given and said order shall form part of this order as well.

In compliance of aforesaid order, the State has filed affidavit of ASI Sarbjit Singh, Police Station Gidderbaha, District Sri Muktsar Sahib, wherein it has been contended that the

petitioner is not the registered owner of the vehicle involved in the offence, rather the same is a stolen vehicle and the offences under Sections 468 and 473 IPC are in the said context.

Learned counsel for the petitioner submits that the FIR was registered on the basis of secret information and there was non-compliance of Section 100(4) Cr,P.C. Learned counsel further submits that in pursuance of order dated 17.05.2021, the petitioner has joined the investigation to the entire satisfaction of the Investigating Officer.

This fact has been admitted by learned State counsel on instructions from ASI Sarbjit Singh and submits that the custodial interrogation of the petitioner is no more required as he has joined the investigation to the entire satisfaction of the Investigating Officer.

In view of aforesaid factual position, the interim order dated 17.05.2021 is made absolute. Petitioner shall keep on joining the investigation as and when required to do so and he shall abide by the conditions as envisaged under Section 438(2) Cr.P.C.

Petition stands disposed of.

(RAJ MOHAN SINGH)
JUDGE

22.07.2021
Prince

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No