

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

205(1)

CRM-M-19810 of 2021
Date of Decision : 29.10.2021

Gurdarshan Singh

...Petitioner

Versus

State of Punjab

...Respondent

(Through Video Conferencing)

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Mandeep Kumar Dhot, Advocate for the petitioner.

Mr. Kirat Singh Sidhu, Aulakh, DAG, Punjab.

Harsimran Singh Sethi, J. (Oral)

Petitioner is seeking anticipatory bail in FIR No.34 dated 30.04.2021 registered under Section 379-B of the IPC at Police Station Sherpur, District Sangrur.

Learned counsel for the petitioner submits that the petitioner has joined investigation in terms of the order passed by a Coordinate Bench of this Court on 18.05.2021. Order dated 18.05.2021 is as under:-

“Prayer is for grant of anticipatory bail in case FIR No.34 dated 30.04.2021 under Section 379-B IPC registered at Police Station Sherpur, District Sangrur.

FIR was registered on the complaint of one Yogesh Kumar, who alleged that on 30.04.2021, while his grand mother was going to the market, a motorcycle make-Splendor crossed them. It is alleged that the motorcyclists snatched the gold earrings of grandmother of the complainant.

Learned counsel for the petitioner submits that initially the complainant had named Pardeep Kumar as one of the motorcyclists. Later on, in supplementary statement of the complainant got recorded on 04.05.2021, the petitioner has been named. He has referred to an affidavit (P.2) of the complainant wherein he deposed that the name of the petitioner has been mentioned due to some misunderstanding and that the petitioner was not involved in the snatching of the earrings of grand-mother of the complainant.

Notice of motion for 23.08.2021.

Meanwhile, in the event of arrest, the petitioner shall be released on interim anticipatory bail to the satisfaction of the Arresting/Investigating Officer, subject to the conditions provided under Section 438 (2) Cr.P.C. The petitioner is also directed to join the investigation and cooperate with the Investigating Agency, as and when required.”

Learned State counsel, who has also joined the proceedings through video conference on instructions from ASI Ram Singh, states that in terms of the order passed by a Coordinate Bench of this Court, reproduced before, the petitioner has joined the investigation and he is not required for further interrogation, at this stage.

In view of the above, the order dated 18.05.2021 passed by a Coordinate Bench of this Court granting interim bail to the petitioner is made absolute.

However, the petitioner shall abide by the conditions stipulated under Section 438(2) Cr.P.C. He shall also join investigation as and when called upon to do so.

In case at any given point of time hereinafter, it is felt by the Investigating Agency that petitioner is required for the investigation but is

not co-operating, it will be at liberty to approach this Court for passing appropriate orders.

The petition stands disposed of.

October 29, 2021
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(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No