

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

CRM-M-20962-2021
Date of decision: 03.09.2021

Balwinder Singh @ Babbu

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present:- Mr. A. S. Gulati, Advocate
for the petitioner.

Mr. B. S. Sewak, Addl. A. G, Punjab.

(Through Video Conferencing)

ARVIND SINGH SANGWAN, J. (Oral)

The petitioner prays for grant of anticipatory bail in FIR No. 194 dated 5.8.2019, registered under Section 379-B IPC at Police Station Sadar, Tarn Taran, District Tarn Taran, Punjab.

The operative part of the order dated 26.05.2021, vide which the petitioner has been granted interim bail, is reproduced below:

“FIR was lodged on the statement of one Rajwinder Singh who stated that he is engaged in the work of supplying labour to brick kilns. He was in need of labour. He came to know that one Pappu Singh is supplying labour for brick kilns. He contacted said Pappu Singh for labour. Pappu Singh asked initially for an amount of Rs. 70,000/- and remaining amount was asked to be paid to him later on. Accordingly Rs. 70,000/- were paid to the complainant. On 1.8.2019, complainant went to Adda Jhabal alongwith remaining amount of Rs. 2,90,000/-. Pappu Singh came on a motorcycle. He asked the complainant to accompany him on same motorcycle to village Waraich to collect the labour. At village Waraich, Pappu Singh took the complainant to the house of one Major Singh. 3-4 other persons were already sitting in the house of Major Singh. Complainant was offered tea in the

house of Major Singh. After taking tea, complainant starting feeling giddiness. Then, Pappu Singh, Major Singh and 3-4 other persons sitting in the house of Major Singh snatched from the complainant the remaining amount of Rs. 2,90,000/- as he was in semi conscious state of mind at that time. Thereafter, they left the complainant at village Jeobala.

Learned counsel for petitioner has argued that the name of petitioner is alleged to have cropped up in the disclosure statement of Pappu Singh who also disclosed the names of other co accused. In his disclosure statement, Pappu Singh is alleged to have stated that petitioner is his brother and that out of looted amount of Rs. 2,90,000/-, Rs. 1,40,000/- were given to petitioner.

Learned counsel for petitioner has argued that petitioner is working in a private factory. Petitioner has no criminal antecedents. He is ready and willing to join investigation and cooperate in same.

Notice of motion. ”

Learned counsel for the petitioner submits that the petitioner, in pursuance to the order dated 26.05.2021, has already appeared before the SHO/Investigating Officer and has joined the investigation.

Learned counsel for the State, on instructions from ASI Lakhwinder Singh, 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 26.05.2021, is made absolute subject to the conditions envisaged under Section 438(2) Cr.P.C.

(ARVIND SINGH SANGWAN)
JUDGE

03.09.2021
Chetan Thakur

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No