

211-A

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-23056-2021 (O&M)

Date of Decision: 22.11.2021

Jagtar Singh

.. Petitioner

Vs.

State of Punjab

..Respondent

CORAM: HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Ms. Renu Arora, Advocate for the petitioner.

Mr. Ramdeep Partap Singh, DAG, Punjab.

...

Manoj Bajaj, J. (Oral)

Petitioner has filed this petition under Section 438 Code of Criminal Procedure for grant of anticipatory bail in a case FIR No.58 dated 19.05.2021 under Sections 186, 353, 506 and 34 IPC, 1860 and Section 21-A and 21 Mines and Minerals (Development and Regulation Act, 1957) registered at Police Station Fattu Dyinga, District Kapurthala. The petitioner apprehended his arrest at the hands of Police, in the above FIR.

Learned counsel for the petitioner has invited the attention of the Court to the order dated 15.06.2021, whereby while issuing notice of motion to the respondent-State, the interim protection was extended to the petitioner. The said order reads as under:-

“Petitioner-Jagtar Singh, stated to be aged 33 years, has filed the present petition under Section 438 Cr. P.C. inter alia praying for grant of anticipatory bail in case FIR No.0058 dated 19.05.2021, under Sections 186, 353, 506, 34 of IPC and Sections 21A & 21 of Mines and Minerals (Development and Regulation Act) 1957, registered at Police Station Fattu Dyinga, District Kapurthala.

Learned counsel for the petitioner, at the outset, relies upon the order passed by this Court in CRM-M-21981-2021 dated 03.06.2021 titled as Anokh Singh Vs. State of Punjab.

Notice of motion.

On asking of the Court, Mr. Manreet Singh Nagra, Asst. A.G. Punjab, accepts notice on behalf of respondent-State through video conferencing.

List along with CRM-M-21981-2021 on 01.09.2021.

In the meanwhile, in the event of arrest, the petitioner be released on interim bail subject to his furnishing bail bonds and surety bonds to the satisfaction of the Arresting/Investigating Officer. However, the petitioner shall join the investigation as and when called upon to do so and cooperate with the Arresting/Investigating Officer and shall abide by the conditions as provided under Section 438(2) Cr.P..”

Learned counsel for the petitioner further states that in deference to the said order, the petitioner submitted himself before the Police and joined the investigation. According to her, the petitioner cooperated with the Police Authorities during the investigation and furnished requisite bonds to the satisfaction of the Investigating Officer/Arresting Officer.

Learned State counsel who is assisted by SI Kewal Singh does not dispute this fact that the petitioner has joined the investigation and is not required for custodial interrogation for the time being.

Considering above, the petition is allowed and the interim bail granted by this Court vide order dated 15.06.2021 is made absolute.

22.11.2021

Jasmine Kaur

(MANOJ BAJAJ)
JUDGE

Whether speaking/reasoned

Yes No

Whether reportable

Yes No