

209 (2) IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-23066-2021

Date of Decision: 06.10.2021

Balkar Singh ...Petitioner

Versus

State of PunjabRespondent

Coram : Hon'ble Mr. Justice B.S. Walia

Present : Ms. Amandip Kaur, Advocate for the petitioner.

Mr. Bhupender Beniwal, A.A.G., Punjab.

B.S. Walia, J. (Oral)

1. Prayer in the petition under Section 438 Cr.P.C. is for grant of pre-arrest bail to the petitioner in case FIR No.130 dated 31.12.2020, registered under Sections 406, 420 IPC and Section 13 Punjab Travel Professional's Regulation Act, 2014 and Section 24 Immigration Act at Police Station Sadar Banga, District SBS Nagar.

2. On 13.08.2021, the following order was passed:-

“ Case is being taken up for hearing through Video Conferencing due to Covid-19 pandemic.

Learned counsel contends that the petitioner had been granted interim bail by the learned Sessions Court vide order dated 08.04.2021 and joined investigation once but thereafter could not join investigation due to circumstances beyond his control but is ready and willing to join investigation and fully co-operate in the same.

Adjourned to 06.10.2021.

In the meantime, the petitioner is directed to join investigation and fully cooperate with the police. However, in the event of arrest, the petitioner be released on ad-interim pre-arrest bail, subject to his furnishing bail/surety bonds to the satisfaction of the Arresting / Investigating Officer. The petitioner shall abide by the conditions envisaged under Section

438(2) Cr.P.C., failing which, the interim protection granted to the petitioner(s), shall stand vacated.

Photocopy of this order be placed on the file of the connected case.”

3. Today, learned counsel for the petitioner contends while learned State counsel on instructions from ASI Balkar Singh confirms that pursuant to the order of this Court dated 13.08.2021, the petitioner joined investigation, fully cooperated with the police, was released on ad interim pre arrest bail and that his custodial interrogation is not required.

4. In view of the statement of learned State counsel, order dated 13.08.2021, passed by this Court, is made absolute. The petitioner shall abide with the conditions enumerated in Section 438(2) Cr.P.C. However, nothing stated hereinabove shall be construed to be an expression of opinion on the merits of the case.

5. Petition stands *disposed of* in the aforementioned terms.

(B.S. Walia)
Judge

06.10.2021
‘rajesh-renu’

<i>Whether speaking/ reasoned</i>	:	<i>Yes/No</i>
<i>Whether reportable</i>	:	<i>Yes/No</i>