

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

208

CRM-M No.26188 of 2021
Date of Decision: 16.11.2021

Baljinder Singh

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Mr. L.S. Sidhu, Advocate,
for the petitioner.

Mr. Ramdeep Partap Singh, DAG, Punjab.

MANOJ BAJAJ, J. (Oral)

This petition has been filed by the petitioner under Section 438 Code of Criminal Procedure for grant of anticipatory bail in case FIR No.46 dated 22.04.2021, under Sections 392, 341, 336, 506, 148 and 149 IPC and 25/27 of Arms Act, registered at Police Station Sadar Tarn Taran, District Tarn Taran. The petitioner apprehended his arrest at the hands of police.

Learned counsel for the petitioner has invited the attention of the Court to the order dated 09.07.2021, whereby while issuing notice of motion to the respondent-State, the interim protection was extended to the petitioner.

The said order reads as under:-

“Learned counsel for the petitioner contends that the alleged snatching of truck was by unknown persons, but the complainant later on, named four persons. According to him, one of the accused named is Judge and the police is taking the petitioner, as the said accused, whereas his name is Baljinder Singh s/o Dalip Singh.

Notice of motion.

Learned State counsel, on instructions from ASI Amarjeet Singh, has pointed out that co-accused Gurpreet Singh @ Gopi, who was driving the truck was apprehended and the vehicle was also recovered,

however, the rest of the accused are yet to be arrested. It is not disputed by him that the petitioner is not involved in any other case.

Adjourned to 16.11.2021.

Meanwhile, the petitioner shall join the investigation and would come present as and when called for and in the event of arrest, the petitioner shall be admitted to interim bail on his furnishing personal and surety bonds to the satisfaction of Arresting/Investigating Officer. The petitioner shall also abide by the conditions as specified under Section 438(2) Cr.P.C.”

Learned counsel for the petitioner further contends that in deference to the said order, the petitioner submitted himself before the police and joined the investigation. According to him, 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 ASI Sukhdev, does not dispute this fact that the petitioner has joined the investigation. Learned counsel, on instructions, further states that the petitioner is not required for custodial interrogation for the time being.

Considering the above, the petition is allowed and the interim bail granted by this Court vide order dated 09.07.2021 is made absolute.

16.11.2021
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(MANOJ BAJAJ)
JUDGE

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No