

201

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

CRM-M-30834-2021

Date of decision : 06.12.2021

Arshdeep Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

Present: Mr. G.S. Bawa, Advocate for the petitioner.

Mr. Sukhbeer Singh, AAG, Punjab.

VIKAS BAHL, J. (ORAL)

Prayer in the present petition is for grant of anticipatory bail to the petitioner in FIR No.175 dated 21.06.2021 registered under Section 379 of the Indian Penal Code, 1860 (Sections 379-B and 411 of IPC have been added later on) at Police Station Ranjit Avenue, District Police Commissionerate, Amritsar.

On 18.08.2021, a Coordinate Bench of this Court was pleased to pass the following order:-

“The Court has been convened through video conferencing due to Covid-19 Pandemic.

Instant petition has been filed under Section 438 of the Code of Criminal Procedure, 1973 for grant of anticipatory bail in case FIR No.175 dated 21.06.2021, registered for offences under Section 379 of the Indian

Penal Code, 1860 (Sections 379-B and 411 of the Indian Penal Code, 1860 were added later on), at Police Station Ranjit Avenue, District Police Commissionerate, Amritsar (Annexure P-1).

Counsel for the petitioner contends that the petitioner is a young boy of 20 years old and is working as a Clerk with a lawyer practising at District Courts, Amritsar. He submits that the petitioner has been arraigned as an accused on the basis of disclosure statement of Bikramjit Singh @ Vicky and Amritpal Singh @ Amrit, from whom the recovery of stolen vehicle was effected. He asserts that the petitioner, who has unblemished antecedents, is ready to join the investigation and co-operate with the Investigating Agency.

Notice of motion.

On asking of the Court, Mr. Ramdeep Partap Singh, DAG, Punjab accepts notice on behalf of respondent-State.

List on 06.12.2021.

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

Learned counsel for the petitioner has submitted that in pursuance of the abovesaid order dated 18.08.2021, the petitioner has joined the investigation.

Learned counsel for the State, on instructions from SI Kulwinder Singh, has submitted that the petitioner has joined the investigation on 23.11.2021 and is not required for any further custodial interrogation.

Keeping in view the abovesaid facts and circumstances, moreso the facts which have been noticed in the order dated 18.08.2021, the present petition is allowed and the interim order dated 18.08.2021 is ordered to be made absolute.

However, nothing stated above shall be construed as an expression of opinion on the merits of the case and the trial would proceed independently of the observations made in the present case which are only for the purpose of adjudicating the present bail application.

06.12.2021

Pawan

**(VIKAS BAHL)
JUDGE**

Whether speaking/reasoned:-

Yes/No

Whether reportable:-

Yes/No