

CRM-M-31437-2021

Date of Decision : 22.09.2021

Jarmanjit Singh

...Petitioner

versus

State of Punjab

....Respondent

Coram : Hon'ble Mr. Justice B.S. WaliaPresent : Mr. Vishva Bahl, Advocate for the petitioner.
Mr. Sandeep Singh Deol, DAG, Punjab.

B.S. Walia, J. (VC)

1. Case is being taken up for hearing through Video Conferencing due to Covid-19 pandemic.
2. Prayer in the petition under Section 438 Cr.P.C. is for grant of pre-arrest bail to the petitioner in case FIR No.0055 dated 21.02.2021, registered under Sections 380, 457, 447, 511, 506 and 34 IPC to which Section 436 IPC was added later on at Police Station Division B, District Amritsar.
3. On 06.08.2021, 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 has not been named in the FIR but filed the instant petition apprehending false implication at the hands of the complainant on account of being the son-in-law of main accused Harbhajan Singh. Learned counsel further contends that the matter has also been amicably settled between Harbhajan Singh and the complainant and CRM-M-30596-2021 has been filed for quashing of the FIR along with all consequential proceedings on the basis of compromise dated 08.06.2021 and that counsel for the complainant appeared in the aforementioned case on 04.08.2021 and made a statement that he had no objection if the aforementioned FIR alongwith all

consequential proceedings were quashed on the basis of the compromise.

Notice of Motion.

Mr. B.S. Sewak, Addl. AG, Punjab, accepts notice on behalf of the respondent-State and requests for an adjournment to file reply.

Adjourned to 22.09.2021.

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, shall stand vacated”

4. Today, learned counsel for the petitioner contends while learned State counsel on instructions from *ASI Devender Singh* confirms that pursuant to the order of this Court dated 06.08.2021, 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.

5. In view of the statement of learned State counsel, order dated 06.08.2021, 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.

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

(B.S. Walia)
Judge

22.09.2021
‘Amit’