

CRM-M-26577-2020

Date of Decision : 20.08.2021

Bantu @ Brij Mohan

...Petitioner

Versus

State of Punjab

....Respondent

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

Present : Mr. RVS Chugh, Advocate for the petitioner.

Mr. Balbir Singh Sewak, Addl.A.G., Punjab.

Mr. Bikramjeet Singh Jatana, Advocate for the complainant.

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.009 dated 04.01.2020 registered under Section 306 and 149 IPC at Police Station City-II, Mansa.
3. On 08.09.2020, the following order was passed:-

“ Learned counsel for the petitioner contends that the petitioner was not named in the FIR. Further reliance has been placed upon the order dated 27.02.2020 (Annexure P-3) passed by this Court in CRM-M-8482-2020, whereby the co-accused of the petitioner has been released on interim pre-arrest bail.

Notice of motion for 26.11.2020.

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.

To be heard along with *CRM-M-8482-2020*.”

4. Today, learned counsel for the petitioner contends while learned State counsel, on instructions from *SI Jasbir Singh*, confirms that pursuant to the order of this Court dated 08.09.2020, 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 08.09.2020, passed by this Court, is made absolute. The petitioner shall abide by the terms and conditions enumerated in Section 438(2) Cr.P.C. However, nothing stated hereinabove shall be read as an expression of opinion on the merits of the case.

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

(B.S. Walia)
Judge

20.08.2021

ps

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