

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

CRM-M-27083-2020 (O&M)

Date of decision: 29.06.2021

Dhanna Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present:- Mr. Yashpal Thakur, Advocate
for the petitioner.

Mr. Joginder Pal Ratra, DAG, Punjab.

(Through video conferencing)

ARVIND SINGH SANGWAN, J. (Oral)

Prayer in this petition, filed under Section 438 Cr.P.C., is for grant of anticipatory bail to the petitioner in FIR No. 33 dated 21.03.2020, under Sections 353 and 188 of the IPC, registered at Police Station Bhadson, District Patiala.

The operative part of the order dated 17.12.2020, vide which the petitioner has been granted interim bail, is reproduced below:

“Counsel for the petitioner has placed on record a photocopy of a bill and the insurance cover note of the motorcycle. It is further submitted that, in fact, the motorcycle, which the police is claiming to be having a fake number belongs to his father – Jasbir Singh and he can produce all the documents during the investigation. It is also submitted that the petitioner has a video clip to show his innocence.

Counsel for the State has, however, raised an objection that the petitioner was earlier involved in FIR

No.128 registered under the Excise Act and he is a quarrelsome person.

List again on 21.04.2021.”

Learned counsel for the petitioner submits that the petitioner, in pursuance to the order dated 17.12.2020, has already appeared before the SHO/Investigating Officer and has joined the investigation.

Learned counsel for the State, on instructions from ASI Gurbachan Singh, has not disputed the factual position and submits that the petitioner has joined the investigation and is no more required for any further investigation.

In view of the above, the petition is allowed and the interim bail granted to the petitioner, vide order dated 17.12.2020, is made absolute subject to the conditions envisaged under Section 438(2) Cr.P.C.

29.06.2021

Waseem Ansari

(ARVIND SINGH SANGWAN)
JUDGE

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No