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

**CRM-M-32525-2021
Date of decision-30.11.2021**

JASWINDER SINGH

...Petitioner

Vs.

STATE OF PUNJAB

...Respondent

CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Mr. H.S. Brar, Senior Advocate with
Ms. Anshika Sharma, 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.0027 dated 13.01.2021, under Sections 420, 421, 466, 467, 471, 167 & 120-B Indian Penal Code, 1860 & Section 12 Passport Act, 1976, registered at Police Station Zirakpur, District SAS Nagar Mohali. The petitioner apprehended his arrest at the hands of Police, in the above FIR.

Learned counsel for the petitioner has invited the attention of the Court to the order dated 12.08.2021, whereby, while issuing notice of motion to respondent-State, the interim protection was extended to the petitioner. The said order reads as under:-

“Learned Senior counsel contends that the allegations in the FIR relate to fake verification by

police official, namely, HC Sukhwant Singh regarding various applications for issuance of passport including the application of the petitioner. He further submits that the petitioner had applied through agent, namely, Ranjit Singh and has not given any fake document to any authority. It is pointed out that pursuant to the notice issued under Section 160 Cr.P.C, petitioner associated himself with the probe and furnished the relevant details, therefore, his custodial interrogation may not be necessary.

Notice of motion for 30.11.2021.

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 Gurdeep does not dispute this fact that the petitioner has joined the investigation and he 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 12.08.2021 is made absolute.

(MANOJ BAJAJ)
JUDGE

30.11.2021

Vipin kumar

Whether speaking/reasoned :

Yes

No

Whether Reportable :

Yes

No