

205-3 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-36253-2021

Date of decision-22.12.2021

Manjit Singh

...Petitioner

Vs.

State of Punjab

...Respondent

CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Mr. Vishal Satija, Advocate for
Mr. Vivek K.Thakur, Advocate for the petitioner.
Mr. K.S.Sidhu, DAG, Punjab.
Mr. J.S.Gill, Advocate for the complainant.

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.65 dated 27.07.2021 under Sections 328 and 120-B Indian Penal Code, 1860 registered at Police Station Qadian, District Batala. The petitioner apprehended his arrest at the hands of Police.

Learned counsel for the petitioner has invited the attention of the Court to the order dated 10.09.2021, whereby while issuing notice of motion, the interim protection was extended to the petitioner.

The said order reads as under:-

“Learned counsel contends that as per the allegations, victim, namely, Prabhjot Kaur, daughter of the complainant and wife of petitioner was administered poison forcibly, but there is no injury noticed around her mouth or face to indicate forcible administration of medicine/poison. It is further pointed out that the room, wherein the victim was lying, was bolted from inside and the door was opened by using force. He further submits that the victim was taken to the hospital by petitioner and

the FIR was lodged after delay of two days. Reliance is also placed upon the order dated 16.08.2021 (Annexure P-7), whereby concession of pre arrest bail has been granted to the co-accused.

Notice of motion for 17.12.2021.

At this stage, Mr. Ritesh Pandey, Advocate appears on behalf of the complainant.

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-33012-2021.”

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 Sarwan Singh does not dispute this fact that the petitioner has joined the investigation. He further states that the petitioner is not required for custodial interrogation for the time being.

Considering above, the petition is allowed and the interim bail granted by this Court vide order dated 10.09.2021 is made absolute.

(MANOJ BAJAJ)
JUDGE

22.12.2021

vanita Whether speaking/reasoned :
Whether Reportable :

Yes No
Yes No