

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

203

CRM-M-37744-2021
Date of Decision: 01.11.2021
...Petitioner

Parmod Kumar @ Kala

Versus

State of Haryana

...Respondent

Sukhbir Singh

CRM-M-42122-2021
...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE AMOL RATTAN SINGH

Present:- Mr.Aman Pal, Advocate for the petitioner in CRM-M-42122-2021
Mr.S.S.Brar, Advocate for Mr.M.S.Chauhan, Advocate
for the petitioner in CRM-M-37744-2021
Mr.Munish Sharma, AAG Haryana

Amol Rattan Singh, J. (Oral)

Case heard by video conferencing.

By these petitions, the petitioners seek the concession of 'anticipatory bail' under the provisions of Section 438 Cr.P.C., upon FIR No.535, dated 19.08.2021, having been registered at Police Station Chandnibagh, District Panipat, alleging therein the commission of offences punishable under the provisions of Sections 120-B, 379-A and 395 of the IPC (with Section 379-A deleted and Sections 201 and 408 of the IPC added later).

The affidavits filed in reply to the petitions by the Assistant Superintendent of Police, Samlakha, District Panipat, dated 24.09.2021 and 26.10.2021 respectively, are ordered to be taken on record.

Paragraph 4 of the affidavit dated 26.10.2021 filed in CRM-M-42122-2021, reads as follows:-

“That the petitioner Sukhbir Singh and co-accused Parmod Kumar @ Kala have co-operated the police and as per the nature of crime Section 201 of IPC was added in the case. After investigation to his satisfaction by ASI Rajender Singh No.63, CIA-1, Panipat, the petitioner Sukhbir Singh and co-accused Parmod Kumar @ Kala were released on adequate security bonds with the direction to make themselves available, on intimation, at the time of submitting challan of this case before the learned Illaqa Court. They are no more required by the police for custodial interrogation purpose in this case.”

That being so, the petitions are disposed as having been rendered infructuous.

However, if the petitioners' custodial interrogation is required at any stage hereinafter, in the context of the FIR in question, he would be given 10 days notice before arrest, duly shown to be served upon them.

Naturally, if the complainant is aggrieved in any manner, of lack of proper investigation, he/she would be always at liberty to avail of his/her remedy as per law.

A photocopy of this order be placed in the file of the connected case.

01.11.2021*neenu***(AMOL RATTAN SINGH)
JUDGE**

Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No