

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-38982-2020

Date of decision : 01.04.2021

Bahal Singh @ Bahla

.... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present: Mr. P.K.S. Phulka, Advocate
for the petitioner.

Mr. Ajay Pal Singh Gill, DAG, Punjab,
assisted by ASI Surjit Singh.

(Proceedings conducted through video conferencing)

GURVINDER SINGH GILL, J (ORAL)

1. The petitioner has approached this Court seeking grant of anticipatory bail in a case registered against him vide FIR No.201 dated 13.10.2020, registered at Police Station Nathana, District Bathinda, under Sections 399, 402 and 379-B of the IPC (Sections 379 and 411 of the IPC added later on) and Section 25 of Arms Act, 1959.
2. At the time of notice of motion, the following order was passed:-

“ Learned counsel for the petitioner submits that there are about 10 persons who are named in the FIR but the petitioner is not amongst the said 10 persons and that he has subsequently been nominated as an accused on the basis of statement made by one Chamkaur Singh under Section 161 Cr.P.C.

Notice of motion for **1.4.2021**.

Meanwhile, in the event of arrest, the petitioner be released on interim bail subject to his furnishing personal

bonds and surety bonds to the satisfaction of Arresting/Investigating Officer. However, the petitioner shall join the investigation as and when called upon to do so and cooperate with the Arresting/Investigating Officer and shall abide by the conditions as provided under Section 438 (2) Cr.P.C.”

3. The learned State counsel has not disputed the fact that the petitioner is not specifically named in the FIR. It has been informed that pursuant to interim direction issued by this Court, the petitioner has since joined investigation and that the petitioner is not involved in any other case.
4. Keeping in view the aforesaid position, the custodial interrogation is not warranted. The petition, as such, is accepted and the interim directions issued by this Court vide order dated 25.11.2020 are hereby made absolute subject to the condition that the petitioner shall join investigation as and when called upon to do so and cooperate with the Investigating Officer and shall also abide by the conditions as provided under Section 438(2) Cr.P.C.

01.04.2021

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**(GURVINDER SINGH GILL)
JUDGE**

Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No