

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

CRM-M- 40936-2020 (O&M)

Date of Decision: January 08, 2021

Om Parkash

... Petitioner

Versus

State of Punjab

... Respondent

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. Dheeraj Mahajan, Advocate for
Mr. Akashdeep Sethi, Advocate
for the petitioner.
Ms. Rashmi Attri, DAG, Punjab.
Ms. Suman Bishnoi, Advocate
for the complainant.

JAISHREE THAKUR, J. (Oral)

The instant petition has been filed under Section 438 Cr.P.C.,
for grant of anticipatory bail to the petitioner in the event of arrest in FIR
No. 140 dated 22.09.2020 under Section 376, 120-B IPC registered at
Police Station Khuian Sarwar, District Fazilka.

Learned counsel for the petitioner contends that the petitioner
is falsely implicated in the present case and on the direction of this Court,
has joined the investigation. It is also contended that nothing is to be
recovered from him.

Learned State counsel, on instructions from ASI Sukhpal Singh
submits that petitioner has joined the investigation and he is not required for

any custodial interrogation.

In view of the facts that the petitioner is not required for custodial interrogation and has joined the investigation, without commenting on the merits of the case, the petition is allowed and order dated 09.12.2020 granting interim bail to the petitioner is made absolute subject to the conditions laid down in Section 438 Sub Section 2 Clauses (i) (ii) and (iii) of the Code of Criminal Procedure.

08.01.2021

seema

(JAISHREE THAKUR)
JUDGE

Whether speaking/reasoned	Yes
Whether reportable	Yes/No