

CRM-M-42558-2020

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

CRM-M-42558-2020.  
Date of Decision:-21.09.2021.

Vishal Singh @ Shelly

.....Petitioner

Versus

State of Punjab

.....Respondent

**CORAM: HON'BLE MR. JUSTICE VIKAS BAHL**

\*\*\*\*

Present: Mr. G.S. Jagpal, Advocate for the petitioner.

Mr. Saurav Khurana, DAG, Punjab.

(Through Video Conferencing)

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**VIKAS BAHL, J. (Oral)**

This is the first petition under Section 438 Cr.P.C. for grant of anticipatory bail to the petitioner in FIR No.09 dated 25.01.2019 under Section 379-B (2) IPC, registered at Police Station Jodhewal, District Ludhiana.

On 25.02.2021, a Co-ordinate Bench of this Court was pleased to pass the following order:-

*“This is a petition that has been filed for grant of anticipatory bail in FIR No.9 dated 25.01.2019 registered under Section 379-B(2) IPC at Police Station Jodhewal, District Ludhiana.*

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*Learned counsel for the petitioner herein would submit that the petitioner was also nominated as an accused on the basis of secret information in FIR No.27 dated 25.01.2019 and FIR No.10 of 29.01.2019 and consequently, stood arrested in the said FIRs. It is argued that the investigation stands completed and the challans have been presented in the said FIR, while further contending that the petitioner is out on regular bail in the said matters. It is further argued that the petitioner was not nominated as an accused under the present FIR and it is only subsequent thereto that he was identified as one of the persons involved. It is also contended that the prosecution has allegedly recovered the money under FIR No.27 dated 25.01.2019 on the basis of his disclosure statement.*

*The petitioner is directed to join the investigation within a period of one week and on his doing so, the petitioner be released on interim bail subject to his furnishing personal/surety bonds to the satisfaction of Arresting/Investigating Officer. However, the petitioner shall continue to join the investigation as and when called upon to do so and shall abide by the conditions as provided under Section 438(2) Cr.P.C.*

*List for further consideration on 19.08.2021.”*

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Learned counsel for the petitioner has submitted that in pursuance of the above-said order and also the order dated 19.08.2021, the petitioner has joined the investigation.

Learned State counsel, on instructions from ASI Vijay, has submitted that the petitioner has joined the investigation and is not required for further investigation.

This Court has heard the learned counsel for the parties.

Keeping in view the above facts and circumstances, moreso, the fact that the petitioner has joined the investigation and is not required for further investigation, the present petition is allowed and interim order dated 25.02.2021 is made absolute.

However, nothing stated above shall be construed as a final expression of opinion on the merits of the case and the Trial Court would proceed independently of the observations made in the present case which are only for the purpose of adjudicating the present bail application.

**(VIKAS BAHL)**  
**JUDGE**

**September 21, 2021.**

sandeep

Whether speaking/reasoned:-

Yes/No

Whether Reportable:-

Yes/No