

201-B

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-38804-2019 (O&M)
Date of Decision: 24.11.2021

Jarnail Singh

.. Petitioner

Vs.

State of Punjab

..Respondent

CORAM: HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Mr. Saurabh Kapoor, Advocate for the petitioner.

Mr. Ramdeep Partap Singh, DAG, Punjab.

Mr. Karanjeet Singh Brar, Advocate
for the complainant.

...

Manoj Bajaj, J. (Oral)

Petitioner has filed this petition under Section 438 Code of Criminal Procedure for grant of anticipatory bail in a case FIR No.0105 dated 01.06.2019 under Sections 420/120-B IPC, 1860, registered at Police Station Sultanpur Lodhi, District Kapurthala. The petitioner apprehended his arrest at the hands of Police, in the above FIR.

Learned counsel for the petitioner has argued that the son of the complainant got married with the daughter of co-accused, namely, Nachhattar Singh on 13.12.2017 and the petitioner has been falsely implicated being mediator of the said marriage. According to him, as per allegations, the accused failed to fulfil the promise and the daughter of Nachhattar Singh left India leaving behind her husband. He has pointed out that vide order dated 12.09.2019, the petitioner was extended the concession of interim pre bail and pursuant to the same, he has joined the investigation.

On 31.08.2021, learned counsel for the complainant had stated that accused Jarnail Singh left India without the permission of the Court and did not join the investigation. He further stated that the accused Jarnail Singh was declared proclaimed offender vide order dated 07.11.2020.

In response to the said stand, ASI Balwinder Singh was directed to file his affidavit and to clarify the stand of the learned counsel for the complainant.

At this stage, learned State counsel has drawn the attention of the Court to the affidavit dated 05.09.2021 filed by ASI Balwinder Singh, wherein it is mentioned by him that indeed the petitioner joined the investigation on 01.10.2019 and the application filed for declaring petitioner Jarnail Singh as proclaimed offender was withdrawn.

Considering the above, the petition is allowed and the interim bail granted by this Court vide order dated 12.09.2019 is made absolute.

24.11.2021
Jasmine Kaur

(MANOJ BAJAJ)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes	No
Yes	No