

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

CRM-M-4-2019 (O&M)
Date of Decision: 12.08.2021
(Heard through V.C.)

Jagbir Singh

... Petitioner

VERSUS

State of Punjab and another

.... Respondents

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present Mr. Amit Arora, Advocate
for the petitioner.

Mr. A.S. Gill, Sr. DAG, Punjab

Mr. H. S. Baath, Advocate
for respondent No. 2.

JAISHREE THAKUR, J.(Oral)

1. The instant petition has been filed under Section 438 of Cr.P.C., for grant of anticipatory bail to the petitioner in FIR No. 118 dated 02.09.2018 under Sections 498-A, 406 IPC registered at Police Station Sarhali, District Tarn Taran.

2. Learned counsel for the petitioner contends that the petitioner is falsely implicated in the present case and on instructions of this Court dated 02.01.2019, he has joined the investigation.

3. At this stage, an appearance has been caused on behalf of respondent No.2. Learned counsel opposes the grant of bail to the petitioner while contending that some recoveries are yet to be made.

4. Learned State counsel, on instructions from the Investigating

Officer submits that though the petitioner has joined the investigation but some recoveries are yet to be effected.

5. I have heard learned counsel for the parties and have perused the file.

6. It has been held in the judgment '*Bhupinder Singh etc. vs. State of Punjab, 2014(2)RCR (Criminal) 109* that bail cannot be denied only on the ground that recoveries have not been effected.

7. In view of the facts that the matter has been investigated qua the petitioner and he has already joined the investigation, without commenting on the merits of the case, the petition is allowed and order dated 02.01.2019 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.

12.08.2021

Seema Goran

(JAISHREE THAKUR)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No