

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

**208**

**CRM-M-52881 of 2019  
Date of Decision:04.10.2021**

**Dalbara Singh**

**..... Petitioner**

**Versus**

**State of Punjab**

**..... Respondent**

**CORAM: HON'BLE MR. JUSTICE AMOL RATTAN SINGH**

Present: Mr. Charanjeet Singh, Advocate,  
for the petitioner.

Mr. Ramdeep Partap Singh, DAG, Punjab

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**AMOL RATTAN SINGH, J. (ORAL)**

On December 11, 2019 the following order had been passed by this court (co-ordinate Bench):-

“Learned counsel for the petitioner submits that in the FIR, petitioner has been attributed a '*Lalkara*' and kick blow. He is an aged person of 60 years and has been falsely implicated in this case.

Notice of motion for 18.03.2020.

Petitioner is directed to surrender before the police and join investigation within two weeks. In the event of his arrest being required, he shall be released on interim bail till the next date, subject to his furnishing bonds to the satisfaction of Arresting Officer. However, he shall abide by the terms and conditions as envisaged under Section 438(2)(i) to (iv) Cr.P.C. failing which he shall loose the benefit of interim bail allowed to him. ”

The turn of the case not having come up thereafter (partly due to the pandemic), today learned State counsel submits, on instructions from ASI Jagdish Singh, that the petitioner has joined investigation and presently his custodial interrogation is not required.

That being so, this petition has been rendered infructuous and is disposed of as such.

However, if the petitioners' custodial interrogation is required at any stage hereinafter, in the context of the FIR in question, he would be given 10 days notice before arrest, duly shown to be served upon him.

Naturally, if the complainant is aggrieved in any manner, of lack of proper investigation, he would be always at liberty to avail of his remedy as per law.

October 04, 2021  
dinesh

(AMOL RATTAN SINGH)  
JUDGE

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|---------------------------|-----|
| Whether speaking/reasoned | Yes |
| Whether Reportable        | No  |