

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

(Heard through VC)

CRM-M-55674 of 2019 (O&M)
Date of Decision: July 02, 2021

Vishal Kumar

...Petitioner

Versus

State of Punjab

...Respondent

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Ms. Sukhveer Kaur, Advocate for
Mr. R.K.Arya, Advocate
for the petitioner.

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

Mr. Munish Puri, Advocate
for the complainant.

JAISHREE THAKUR, J. (Oral)

The instant petition has been filed under Section 438 of Cr.P.C., for grant of anticipatory bail to the petitioner in the event of arrest in FIR No.136 dated 16.11.2019, under Sections 363, 366-A of the Indian Penal Code, registered at Police Station Sujjanpur, District Pathankot.

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 Sukhwinder Kumar, submits that petitioner has joined the investigation and he is not required for the custodial interrogation.

At this stage, counsel for the complainant would submit that brief has been taken back from him by the complainant, therefore, he is not in a position to make a statement.

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 30.12.2019 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.

July 02, 2021
vijay saini

(JAISHREE THAKUR)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes
Yes/No