

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

(203)

CRM-M-9441-2021

Date of decision: - 08.03.2022

Kuldeep Singh

....Petitioner

Versus

State of Punjab

.....Respondent

CORAM : HON'BLE MR. JUSTICE VIKAS BAHL

Present:- Mr. Karanjeet Singh Brar, Advocate
for the petitioner.

Mr. Sarabjit Singh Cheema, AAG, Punjab.

(Through Video Conferencing)

VIKAS BAHL, J. (ORAL)

This is the first petition under Section 438 of Cr.P.C. for grant of anticipatory bail to the petitioner in case FIR No.08 dated 27.01.2021, under Sections 420, 406 and 201 of the Indian Penal Code, 1860, registered at Police Station Raman, District Bathinda.

On 07.09.2021, a Co-ordinate Bench of this Court was pleased to pass the following order:-

“The petitioner is seeking anticipatory bail in FIR No. 08 dated 27.01.2021, under Sections 420, 406, 201 of the Indian Penal Code, 1860, registered at Police Station Raman, District Bathinda,

Punjab.

Learned counsel for the petitioner contends that the petitioner had taken an oil tanker on rent for a sum of Rs.14,000/- and he had neither returned the tanker nor paid the rent. He also contends that it is alleged that the tanker was taken on rent on 10.06.2020 but there is no receipt and it would be difficult to believe the allegations especially when there was nationwide lockdown on 10.06.2020.

Learned counsel for the complainant contends that in view of the serious allegations against the petitioner, he is not entitled to the concession of anticipatory bail.

List on 26.10.2021.

In the meantime, the petitioner is directed to appear before the Investigating Officer and join investigation. In the event of his/her arrest, the Investigating Officer/Arresting Officer shall release the petitioner on ad-interim bail subject to his/her satisfaction. The petitioner shall remain bound by the conditions envisaged under Section 438(2) Cr.P.C.

(ANUPINDER SINGH GREWAL)

07.09.2021

JUDGE ”

Learned counsel for the petitioner has submitted that in pursuance of the above-said order, the petitioner has joined the investigation. Learned counsel for the petitioner has further submitted that although efforts were made to compromise the present matter between the parties, however, the same could not be fortified.

Learned State counsel, on instructions from ASI Prabhjeet Singh, has submitted that in pursuance of the above order, the petitioner has joined the investigation and is not required for further investigation.

Keeping in view the fact that the petitioner has joined the investigation and is not required for further investigation, the present petition for grant of anticipatory bail to the petitioner is allowed and the interim order dated 07.09.2021 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 would proceed independently of the observations made in the present case which are only for the purpose of adjudicating the present bail application.

March 08, 2022
naresh.k

(VIKAS BAHL)
JUDGE

Whether reasoned/speaking?	Yes/No
Whether reportable?	Yes/No