

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CRM-M-10103-2021

Date of decision : 07.02.2022

Gamdoor Singh

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

Present: Mr.Arshdeep Singh Brar, Advocate
for the petitioner.

Mr.Karanbir Singh, AAG, Punjab.

(Through Video Conferencing)

VIKAS BAHL, J.(ORAL)

This is a first petition under Section 438 Cr.P.C. for grant of anticipatory bail to the petitioner in FIR no.3 dated 21.01.2021 registered under Sections 409, 120-B IPC at Police Station Maur, District Bathinda.

On 20.12.2021, this Court was pleased to pass the following order:-

“Learned counsel for the petitioner has submitted that the petitioner could not join the investigation as there was no interim protection granted to the petitioner to join the investigation.

Adjourned to 25.01.2022.

In the meantime, in the event of arrest, the petitioner shall be released on interim bail subject to his furnishing personal bonds and surety to the satisfaction of Arresting/Investigating Officer. However, the petitioner shall join the investigation as and when called upon to do so and shall abide by the conditions as provided under Section 438(2) Cr.P.C.”

Learned counsel for the petitioner has submitted that in pursuance of the said order, the petitioner has joined the investigation and has also brought to the notice of this Court that co-accused of the petitioner, i.e. Sukhwinder Kaur (Sarpanch), as per the prosecution case, is the main accused and she has been granted interim anticipatory bail which was confirmed vide order dated 20.12.2021 passed by this Court.

Learned State counsel, on instructions from ASI Ranjit Singh, has submitted that the petitioner has joined the investigation and is not required for further investigation.

Keeping in view the above said facts and circumstances moreso, the facts which have been noticed in the order dated 20.12.2021 and also the fact that the co-accused of the petitioner, i.e. Sukhwinder Kaur (Sarpanch) who is stated to be the main accused, has already been granted interim anticipatory bail which was made absolute vide order dated 20.12.2021 by this Court passed in CRM-M-8422-2021 and also the fact that the petitioner has joined the investigation and is not required for further investigation, the present petition for anticipatory bail is allowed and the interim order dated 20.12.2021 is made absolute.

Nothing stated above shall be construed as an 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 petition.

(VIKAS BAHL)
JUDGE

February 07, 2022

Davinder Kumar

Whether speaking / reasoned
Whether reportable

Yes/No
Yes/No