

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

205

**CRM-M-13739 of 2022
Date of Decision: 14.11.2022**

Harpal Singh

.....Petitioner(s)

Versus

State of Punjab

.....Respondent(s)

CORAM: HON'BLE MR. JUSTICE JASGURPREET SINGH PURI

Present: Mr. Ranbir Singh Sekhon, Advocate,
for the petitioner.

Mr. Amit Rana, Senior Deputy Advocate General, Punjab

JASGURPREET SINGH PURI, J. (Oral)

The present petition has been filed under Section 438 of the Code of Criminal Procedure for the grant of anticipatory bail to the petitioner in FIR No.103 dated 28.09.2021, under Sections 364 and 120-B IPC, registered at Police Station Chohla Sahib, District Tarn Taran.

Learned counsel for the petitioner submitted that it is a case where the person who was alleged to have been kidnapped had returned back on the same day and in fact there is no harm to anybody and as far as the present petitioner is concerned, the allegations against him were that he was one of the persons, who had kidnapped whereas in fact it was a concocted story. He further submitted that the petitioner was granted interim bail by this Court vide order dated 12.05.2022 and in pursuance thereof, he has already joined investigation and he has also fully cooperated with the investigation process

and has prayed that the aforesaid order may be confirmed.

On the other hand, Mr. Amit Rana, learned Senior Deputy Advocate General, Punjab has stated, on instructions from ASI Hardial Singh, that it is correct that in pursuance of the order passed by this Court, the petitioner has already joined investigation and he has fully cooperated with the investigation process and he has further instructions to say that the petitioner is not required for his custodial interrogations.

I have heard the learned counsel for the parties.

The allegations were with regard to the kidnapping but as per the learned counsel for the petitioner, the person alleged to have been kidnapped had returned back on the same day and no harm was caused to anybody. The petitioner in pursuance of the order passed by this Court on 12.05.2022, has already joined investigation and as per the learned State counsel, he is not required for custodial interrogation.

In view of the aforesaid position, this Court deems it fit and proper to allow the present petition. Consequently, the petition stands allowed and the order dated 12.05.2022 is hereby made absolute.

(JASGURPREET SINGH PURI)
JUDGE

November 14, 2022
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Whether speaking	:	Yes/No
Whether reportable	:	Yes/No