

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

306

CRM M-15888 of 2022

Date of Decision: July 26, 2022

Surjit Singh

...Petitioner

Vs.

State of Punjab

...Respondent

CORAM : HON'BLE MR. JUSTICE VIKAS BAHL

Present : Mr. M.K. Bhatnagar, Advocate
for the petitioner.

Mr. Sarabjit S. Cheema, AAG, Punjab.

VIKAS BAHL, J. (Oral)

Prayer in the present petition filed under Section 438 Cr.P.C. is for grant of anticipatory bail to the petitioner in FIR No.8 dated 15.01.2022 registered under Sections 457 and 380 IPC registered at Police Station City Tarn Taran, District Tarn Taran.

On 10.05.2022 while issuing notice of motion in the present petition, a Co-ordinate Bench of this Court was pleased to pass the following order:-

Prayer in this petition is for grant of anticipatory bail in FIR No.08 dated 15.01.2022 under Sections 457, 380 IPC, registered at Police Station City Tarn Taran, District Tarn Taran.

Learned counsel for the petitioner relies upon the order dated 17.02.2022 passed in CRM-M-6658-2022, vide which co-accused Lovepreet Singh @ Love was granted the concession of interim anticipatory bail, by passing the following order: -

“...FIR was lodged on the complaint of one Amit Sharma, who stated that on the intervening night of 07/08.01.2022, an amount of Rs.12,50,000/- was stolen from the locker installed in his shop. He made inquiries at his own level and learnt that the theft had been committed by Vijay @ D.J, Rahul, Karanbir, Pal Singh @ Pali, Love (petitioner) and Surjeet.

Learned counsel for the petitioner contends that there is no basis to connect the petitioner with the alleged crime. The petitioner is working as Palledar in the Grain Market. The FIR was lodged one week after the alleged incident. He has clean antecedents and that he is ready and willing to cooperate with the investigation...”

Learned counsel submits that the aforesaid order dated 17.02.2022 has already been confirmed vide order dated 06.04.2022.

Notice of motion for 26.07.2022.

In the meantime, the petitioner is directed to appear before the Investigating Officer within a period of 10 days to join investigation and he shall be released on interim bail on furnishing bail/surety bonds subject to the following conditions:-

- 1. He shall make himself available for interrogation by a police officer as and when required;*
- 2. He shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the Court or to any police officer; and*
- 3. He shall not leave India without previous permission of the Court.*

Learned counsel for the petitioner has submitted that in pursuance of the abovesaid order dated 10.05.2022, the petitioner has joined the investigation.

Learned counsel for the State, on instructions from ASI Vipin Kumar, has submitted that the petitioner has joined the investigation on 19.05.2022 and is not required for any further custodial interrogation.

Keeping in view the abovesaid facts and circumstances moreso, the facts which have been noticed in abovesaid order dated 10.05.2022 and also the fact that the petitioner has joined the investigation and is not required for further custodial interrogation, the present petition is allowed and the interim order dated 10.05.2022 is ordered to be made absolute.

However, 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 application.

July 26, 2022

amit rana

(VIKAS BAHL)

JUDGE

Whether reasoned/speaking	:	Yes/No
Whether reportable	:	Yes/No