

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-16047-2020 (O&M)
Date of decision: 28.03.2022

Jaswinder Singh

... Petitioner

Vs.

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. B.K. Mehta, Advocate
for the petitioner.

Mr. Joginder Pal Ratra, DAG, Punjab.

Mr. N.S. Sodhi, Advocate
for the complainant.

ARVIND SINGH SANGWAN, J. (ORAL)

Prayer in this petition is for grant of anticipatory bail in FIR No.84 dated 22.05.2020 under Sections 417, 465, 466, 468, 471, 120-B IPC, registered at Police Station Navi Baradari, Jalandhar.

While granting interim bail to the petitioner, following order was passed by this Court on 22.06.2020: -

“...Learned counsel for the petitioner contends that the alleged offence pertains to the forged inspection application moved in a complaint case under Section 138 Negotiable Instruments Act, 1881. In the said case, the application moved on behalf of the

complainant under Section 340 read with Section 195 Cr.P.C. was dismissed vide order dated 21.11.2016 (Annexure P-2). It is pointed out by Mr. Mehta that on the same set of allegation, the present FIR has been registered for commission of offences of cheating and forgery and the cognizance taken by Police is in violation of the provisions of Section 195 Cr.P.C. He submits that the custodial interrogation of the petitioner, who is a Court employee may not be necessary...”

Thereafter, the interim order was continuing and vide order dated 31.08.2021, the petitioner was directed to rejoin the investigation.

Learned counsel for the petitioner submits that in pursuance of the aforesaid order, the petitioner has joined the investigation and is not required for any further investigation. It is further submitted that there is no complaint against the petitioner that in the intervening period of 01 year and 09 months, he has either misused the concession of interim bail or extended any threat to the prosecution witnesses.

Learned State counsel, on instructions from ASI Manohar Lal, has not disputed the factual position and states that the petitioner is no more required for any further investigation.

In view of the above, this petition is allowed and the interim bail granted to the petitioner vide order dated 22.06.2020 is made absolute subject to the conditions envisaged under Section 438 (2) Cr.P.C.

[ARVIND SINGH SANGWAN]
JUDGE

28.03.2022
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Whether speaking/reasoned : Yes/No
Whether Reportable : Yes/No