

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Sr. No. 211

CRM-M-18374-2022

Date of decision : 07.09.2022

Sukhmeet Singh

..... Petitioner

VERSUS

State of Punjab and another

..... Respondents

CORAM: HON'BLE MR. JUSTICE DEEPAK SIBAL

Present: Mr.S.S.Dhaliwal, Advocate, for the petitioner.

Mr.Navneet Singh, Sr. DAG, Punjab.

DEEPAK SIBAL, J. (ORAL)

Through the present petition filed under Section 438 Cr.P.C. the petitioner seeks anticipatory bail in FIR No.051 dated 12.03.2022 registered under Sections 363, 366-A and 34 IPC at Police Station City Muktsar, District Sri Muktsar Sahib.

On 02.05.2022 this Court had passed the following order: -

“Learned counsel for the petitioner inter-alia contends that the petitioner has been falsely implicated in this case as he is known to the main accused -Anmol; there is no other criminal case pending against the petitioner; the alleged victim while appearing before a Magistrate under Section 164 Cr.P.C. has stated that the petitioner treated her as a sister and in such capacity she had asked him to take her to her friend-Anmol; only on the asking of the alleged victim the petitioner had taken her to Anmol; the alleged victim has further stated under Section 164 Cr.P.C. that the petitioner did no wrong with her and rather protected her; the alleged victim has compromised the matter with the main accused — Anmol on the basis whereof he has been granted regular bail by the Trial Court; no recovery is required to be made from the petitioner and that the petitioner is also ready and willing to join and cooperate with the investigation.

Notice of motion.

Ms.Gunkirat Kaur, Assistant Advocate General, Punjab, accepts notice on behalf of the respondent-State.

For arguments, adjourned to 07.09.2022.

In the meanwhile subject to the petitioner’s joining investigation as and when called by the investigating agency as also abiding by the other conditions provided under Section 438(2) Cr.P.C, in the event of his arrest in FIR No.51, dated 12.03.2022, registered under Sections 363, 366-A, 34 IPC at Police Station City Muktsar, District Shri Muktsar Sahib, he shall be released on ad interim anticipatory bail to the satisfaction of the Arresting Officer.”

Learned State counsel submits that in pursuance to the afore quoted order the petitioner has joined and cooperated with the investigation and that his custodial interrogation is not required by the State.

After considering the above submissions made on behalf of the petitioner as recorded in the afore quoted order and the afore-referred statement made by learned State counsel, the order of this Court dated 02.05.2022, granting ad interim anticipatory bail to the petitioner is ordered to be made absolute.

07.09.2022
shamsher

[DEEPAK SIBAL]
JUDGE

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