

**216 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH****CRM-M-21287-2021
Date of decision-19.01.2022****Bhupinder Singh****...Petitioner****Vs.****State of Punjab****...Respondent****CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ**

Present: Mr. Jasraj Singh, Advocate for the petitioner.
Mr. Ramdeep Partap Singh, DAG, Punjab.
Mr. M.S.Atwal, Advocate for the complainant.

*********MANOJ BAJAJ, J.**

This petition has been filed by the petitioner under Section 438 Code of Criminal Procedure for grant of anticipatory bail in case FIR No.23 dated 27.02.2021 under Sections 323, 324, 452, 506, 148 and 149 Indian Penal Code, 1860 (Section 325 IPC added later on) registered at Police Station Bullowal, District Hoshiarpur. The petitioner apprehended his arrest at the hands of Police.

Learned counsel for the petitioner has invited the attention of the Court to the order dated 28.05.2021, whereby while issuing notice of motion, the interim protection was extended to the petitioner. The said order reads as under:-

“The petitioner happens to be the son of co-accused Jarnail Singh, who has been granted interim bail by this Court in CRM-M-17040- 2021 on 23.04.2021.

2. The most heinous offence, subsequently added in the FIR, which is directly attributable to the petitioner, happens to be under Section 325 of the IPC, which itself is bailable.

3. Notice of motion.

4. On the asking of the Court, Mr. B.S. Sewak, Additional Advocate General, Punjab, to accept notice on behalf of the respondent-State.

5. At this stage, Mr. Manipal Singh Atwal, Advocate, puts in appearance on behalf of the complainant through Video Conferencing and seeks time to file his Power of Attorney.

6. Let requisite number of copies of the paper-book be supplied to both Counsel.

7. To come up on 12.08.2021 along with CRM-M-17040-2021.

8. Meanwhile, in the event of arrest of the petitioner by the Arresting/Investigating Officer, he shall be released on interim bail subject to the following conditions:-

I. That he shall make him available for interrogation by a Police Officer as and when required;

II. That 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 himself from disclosing such facts to the Court or to any Police Officer and;

III. That he shall not leave India without prior permission of the Court.”

Learned counsel for the petitioner further contends that in deference to the said order, the petitioner submitted himself before the Police and joined the investigation. According to him, the petitioner cooperated with the Police Authorities during the investigation and furnished requisite bonds to the satisfaction of the Investigating Officer/Arresting Officer.

Learned State counsel who is assisted by ASI Vishal does not dispute this fact that the petitioner has joined the investigation. He further states that the petitioner is not required for custodial interrogation for the time being.

Considering above, the petition is allowed and the interim bail granted by this Court vide order dated 28.05.2021 is made absolute.

(MANOJ BAJAJ)
JUDGE

19.01.2022

vanita Whether speaking/reasoned :
Whether Reportable :

Yes No
Yes No