

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

CRM-M-26129-2022

Date of decision:15.07.2022

AVTAR SINGH

...Petitioner

Versus

STATE OF PUNJAB

...Respondent

CORAM: HON'BLE MR. JUSTICE SURESHWAR THAKUR

Present: Mr. Stephan Masih, Advocate for
Mr. Hitesh Verma, Advocate
for the petitioner.

Mr. Bhupender Beniwal, AAG, Punjab

SURESHWAR THAKUR, J. (ORAL)

1. The petitioner, by filing the present petition cast under Section 438 of Cr.P.C., seeks grant of anticipatory bail in case FIR No.126 of 14.05.2022, registered at Police Station Rama Mandi, District Police Commissionerate Jalandhar, wherein offences constituted, under Sections 379-B, 34 of IPC, are embodied.
2. This Court, through an order made, on 09.06.2022 had granted *ad-interim* bail to the present bail petitioner.
3. Without delving into nor adjudicating, upon the merits of the incrimination, drawn against the present bail petitioner in the petition FIR, but noticing the fact that the learned State counsel on instructions given to him, by ASI Harbans Lal submits, that all the relevant recoveries have been effected, by the present bail petitioner, to the investigating officer concerned, thereupon this Court becomes constrained to not put the present bail petitioner to custodial interrogation. Moreover, also when the prosecution, at this stage, has not adduced any evidence, suggestive that in the event of the bail petitioner being

admitted to anticipatory bail, there is every likelihood of his fleeing from justice or tampering with prosecution evidence or influencing the prosecution witnesses.

4. In summa the order as made, by this Court, on 09.06.2022, is made absolute on the same terms and conditions, and, also subject to his furnishing, if not already furnished, personal, and, surety bonds in the sum of Rs.50,000/- each, to the satisfaction of the arresting officer, and, also subject to his rendering co-operation to him, in the investigations to be carried into the offences mentioned in the present FIR. Moreover, also with an undertaking, that he shall not tamper with prosecution evidence, and, nor shall influence the prosecution witnesses.

5. Disposed of.

(SURESHWAR THAKUR)
JUDGE

15.07.2022

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Whether speaking/reasoned:- Yes/No

Whether reportable: Yes/No