

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

203-A

CRM-M-29220-2022

Date of decision :17.08.2022

Namberdaar Bhupinder Singh

.....Petitioner

VERSUS

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE SANJAY VASHISTH

Present:- Mr. Sarabjit Singh, Advocate, for the petitioner.
Mr. Bhupinder Beniwal, AAG, Punjab.
Mr. Umesh Aggarwal, Advocate, for the complainant.

SANJAY VASHISTH, J. (Oral)

The prayer in the present petition filed under Section 438 of Cr.P.C., is for grant of anticipatory bail to the petitioner in a case FIR No.57 dated 10.04.2022, under Sections 420, 120-B IPC 1860, registered at Police Station Beas, District Amritsar (Rural).

Contention on behalf of the petitioner, noted while issuing notice of motion on 12.07.2022, reads as under:-

“ The instant petition has been filed under Section 438 CrPC for grant of anticipatory bail to the petitioner in case bearing FIR No.57 dated 10.04.2022 under Sections 420 and 120-B of the Indian Penal Code, 1860 registered at Police Station Beas, District Amritsar (Rural).

Learned counsel for the petitioner contends that the role of the petitioner is at par with other attesting witness namely Balwinder Singh, who has already been granted the concession of interim relief by this Court vide order dated 25.05.2022 in CRM-M-22933-2022.

Notice of motion.

Ms. Amarjit Kaur Khurana, DAG Punjab accepts notice on behalf of the respondent-State.

To come up for further consideration on 17.08.2022.

In the meantime, the petitioner is directed to join investigation as and when so required by the Investigating Agency. In the event of petitioner joining investigation, he shall be admitted to interim bail by the arresting officer/investigating officer on furnishing of bail bonds by him to the satisfaction of the arresting officer/investigating officer. The petitioner shall also abide by the conditions as specified under Section 438(2) Cr.P.C.

To come up along with CRM-M-22933-2022. ”

Learned counsel for the petitioner submitted that in compliance of the aforesaid order, the petitioner has joined the investigation to the entire satisfaction of the Investigating Officer.

Learned State counsel on instructions from ASI Sukhwinder Singh, states that in view of the order dated 12.07.2022, petitioner has already joined the investigation and is no more required for further investigation of the case.

Learned counsel for the complainant has not opposed the aforesaid statement made by learned State counsel.

Keeping in view the facts and circumstances as above but without commenting upon or expressing any opinion on the merits of the case, this petition is allowed. Consequently, order dated 12.07.2022, is made absolute. Needless to say, the petitioner shall comply with the conditions stipulated under Section 438(2) of Cr.P.C.

August 17, 2022
anil

(SANJAY VASHISTH)
JUDGE

<i>Whether speaking/reasoned :</i>	<i>Yes/No</i>
<i>Whether reportable</i>	<i>Yes/No</i>

