

NARESH KUMAR V/S STATE OF PUNJAB

**PRESENT Mr.D.P.S.Bajwa, Advocate,
 for the petitioner.**

Mr.Randhir Singh Thind, DAG, Punjab.

Through video conference

On 13.10.2021, the present case was directed to be heard along with CRM-M-35526-2021 which is a case pertaining to grant of regular bail to co-accused.

The matter has been heard today and it is directed that the present petition be segregated from the aforesaid CRM-M-35526-2021.

In pursuance of the order passed by this Court, the Senior Superintendent of Police, Patiala, has filed affidavit on behalf of the State of Punjab, which is taken on record.

As per the affidavit, the petitioner was involved in 5 other cases out of which 3 cases pertain to Gambling Act wherein the petitioner was convicted with marginal fine of Rs.500/-, Rs.500/- and Rs.200/- and in remaining two cases, he has been acquitted.

Learned counsel for the petitioner has submitted that the petitioner was nominated on the basis of third supplementary statement of the main accused namely Vijay Kumar @ Vishal and the petitioner was not involved in the present case. He submitted that although arrest of the petitioner was stayed on 13.10.2021 but since there was no specific direction for joining the investigation the police has therefore, not permitted the petitioner to join investigation.

In view of aforesaid factual position stated in the affidavit filed by the Senior Superintendent of Police, Patiala, the petitioner has been convicted in 3 cases pertaining to Gambling Act with marginal amount of fine and in remaining two cases, he has been acquitted, the petitioner is directed to appear before the Arresting/Investigating Officer forthwith and join the investigation and thereafter also as and when called upon to do so. In the event of arrest, the petitioner shall be released on interim bail subject to furnishing personal bond/surety bond to the satisfaction of Arresting/Investigating Officer. The petitioner shall abide by all the conditions as provided under Section 438 (2) Cr.P.C.

List on 20.7.2022.

February 9, 2022.
raj arora

(JASGURPREET SINGH PURI)
JUDGE