

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

CRM-M-37770-2021

Date of decision : 07.04.2022

Sardool Singh

..... Petitioner

versus

State of Punjab

.....Respondent

CORAM : HON'BLE MR. JUSTICE RAJESH BHARDWAJ

Present :- Mr. D.S. Gandhi, Advocate
for the petitioner.

Mr. Rakeshinder Singh Sidhu, AAG, Punjab.

Mr. M.S. Bajwa, Advocate
for the complainant.

RAJESH BHARDWAJ, J. (Oral)

Prayer in the present petition is for grant of anticipatory bail to the petitioner in case FIR No.71 dated 20.08.2021, under Section 376 of Indian Penal Code, 1860, registered at Police Station Bhindi Saidan, District Amritsar-Rural.

Vide order dated 12.10.2021, the arrest of the petitioner was stayed.

Learned counsel for the petitioner vide order dated 03.02.2022 has submitted that though the interim order dated 12.10.2021 was only with respect to the staying arrest of the petitioner, however, the petitioner has joined the investigation and as such his interim bail may be made absolute.

Learned counsel for the complainant opposes the prayer made by counsel for the petitioner for grant of anticipatory bail to the petitioner.

Learned State counsel, on instructions, affirmed the said fact that the petitioner has already joined investigation and he is not required for further investigation.

By virtue of order dated 03.02.2022, the State was directed to file status report and the same has been filed which is taken on record. Learned State counsel on the basis of the said status report submitted that the investigation is complete and the challan already stands presented. It is also submitted that for the negligence on the part of Inspector Suneh Lata, the departmental inquiry is also recommended.

In view of the above, interim order dated 12.10.2021 is made absolute subject to compliance of conditions as envisaged under Section 438(2) Cr.P.C.

Petition stands allowed.

07.04.2022
m.sharma

(RAJESH BHARDWAJ)
JUDGE

Whether speaking/reasoned
Whether Reportable

Yes/No
Yes/No