

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(213)

CRM-M-34136-2022
Date of decision:- 29.08.2022

Major Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE SUVIR SEHGAL

Present:- Mr. Sahil Soi, Advocate for the petitioner.

Mr. Mohit Chaudhary, AAG, Punjab for State-respondent.

...

SUVIR SEHGAL, J. (Oral)

On 04.08.2022, this Court passed the following order:-

Instant petition has been filed under Section 438 of the Code of Criminal Procedure, 1973 for grant of anticipatory bail in FIR No.74 dated 17.06.2022, registered for offences under Sections 363 and 366-A of the Indian Penal Code, 1860, at Police Station Lohian, District Jalandhar Rural (Annexure P-1).

Counsel for the petitioner submits that the petitioner, who is the cousin of the main accused, Sonu @ Sona Singh, is not named in the FIR and the allegation against him is that he took the victim on his motor-cycle to the house of main accused, Sonu @ Sona Singh.

Notice of motion.

On asking of the Court, Mr. A.S.Gill, Senior Deputy Advocate General, Punjab accepts notice on behalf of the respondent-State. Upon instructions from ASI, Balwinder Singh, he submits that the victim, in her statement, under Section 164, Cr.P.C., has stated that she left her paternal home on her own accord.

List on 29.08.2022.

Meanwhile, the petitioner shall join the investigation and would appear as and when called by the Investigating Officer. In the event of arrest, he shall be admitted to interim bail on his furnishing personal and surety bonds to the satisfaction of Arresting/Investigating Officer. He shall also abide by the conditions as specified under Section 438 (2) Cr.P.C. ”

Upon instructions received from ASI, Sawinder Singh, State counsel submits that the petitioner has joined the investigation, he is no longer required for custodial interrogation and upon conclusion of investigation, challan has been presented.

In view of the above, but without commenting on the merits of the case, present petition is allowed.

Order dated 04.08.2022 granting interim bail to the petitioner, is made absolute, subject to conditions laid down in Section 438 (2) of the Code of Criminal Procedure.

29.08.2022
Kamal

(SUVIR SEHGAL)
JUDGE

Whether Speaking/Reasoned	Yes/No
Whether Reportable	Yes/No