

221 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-38429-2021
Date of Decision:- 21.01.2022

PARVEEN SINGH

... *Petitioner*

Versus

STATE OF PUNJAB

... *Respondent*

CORAM: *HON'BLE MR. JUSTICE MANOJ BAJAJ*

Present: Ms.Aarti Kaur Advocate for
Mr. Rahul Bhargava, Advocate
for the petitioner.

Mr. Ramandeep Sandhu, Sr. DAG, Punjab.

MANOJ BAJAJ, J.(Oral)

Petitioner has filed this petition under Section 438 Code of Criminal Procedure for grant of anticipatory bail in a case FIR No.115 dated 20.08.2021 registered under Section 406 IPC, Police Station Goraya, District Jalandhar. The petitioner apprehended his arrest at the hands of Police, in the above FIR.

Learned counsel for the petitioner has invited the attention of the Court to the order dated 16.09.2021 whereby while issuing notice of motion to the respondent-State, the interim protection was extended to the petitioner. The said order reads as under:-

“Learned counsel contends that the marriage palace owned by complainant was let out to petitioner in the year 2015 and the rent was paid to the landlord regularly till it was vacated in the year 2019. Learned counsel has pointed out that the allegations levelled in the FIR are false, as the generator set and the other articles are still lying at the said marriage palace and the petitioner has been falsely implicated. According to

him, the dispute between the parties, if any, is purely of civil nature, therefore, the custodial interrogation of the petitioner may not be necessary.

Notice of motion for 20.01.2022.

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

Learned counsel for the petitioner further states that in deference to the said order, the petitioner submitted himself before the Police and joined the investigation. According to him, the petitioner cooperated with the Police Authorities during the investigation and furnished requisite bonds to the satisfaction of the Investigating Officer/Arresting Officer.

Learned State counsel, who is assisted by ASI Narinder Singh does not dispute this fact that the petitioner has joined the investigation and is not required for custodial interrogation for the time being.

Considering above, the petition is allowed and the interim bail granted by this Court vide order dated 16.09.2021 is made absolute.

21.01.2022
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(MANOJ BAJAJ)
JUDGE

Whether speaking /reasoned Yes

Whether Reportable No