

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

CRM-M-39716-2021 (O&M)

Date of decision: 18.02.2022

Gurtej Singh alias Jaggu

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present:- Mr. A. K. Khunger, Advocate
for the petitioner.

Mr. Joginder Pal Ratra, DAG, Punjab.

ARVIND SINGH SANGWAN, J. (Oral)

The petitioner prays for grant of anticipatory bail in FIR No.0136 dated 07.08.2021 registered under Section 379-B IPC (Sections 411 and 473 of the IPC added later on) at Police Station Kotbhai, District Sri Muktsar Sahib.

The operative part of the order dated 23.09.2021, vide which the petitioner has been granted interim bail, is reproduced below:

“Counsel for the petitioner has argued that the FIR was registered on the statement of one Amar Singh that his motorcycle has been forcibly snatched by the petitioner – Gurtej Singh. It is also submitted that both the petitioner and the complainant are known to each other as they are residents of the same village and there was no occasion for the petitioner to commit the offence. Counsel for the petitioner has relied upon the statement made by two of the Panches of the village that no such incident has happened and in fact, the motorcycle is in the possession of the complainant himself.

Notice of motion.

Mr. Joginder Pal Ratra, DAG, Punjab who is present in the Court accepts notice on behalf of the respondent – State.

List again on 18.02.2022.”

Learned counsel for the petitioner submits that the petitioner, in pursuance to the order dated 23.09.2021, has already appeared before the SHO/Investigating Officer and has joined the investigation.

Learned counsel for the State, on instructions from ASI Baldev Singh, has not disputed the factual position and submits that the petitioner has joined the investigation and is no more required for any further investigation.

In view of the above, the petition is allowed and the interim bail granted to the petitioner, vide order dated 23.09.2021, is made absolute subject to the conditions envisaged under Section 438(2) Cr.P.C.

18.02.2022

Waseem Ansari

(ARVIND SINGH SANGWAN)
JUDGE

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No