

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

**CRM-M-36363 of 2022
Date of Decision:- 02.12.2022**

Kulwant Singh

....Petitioner

Vs.

State of Punjab

....Respondent

CORAM: HON'BLE MR. JUSTICE KARAMJIT SINGH

Present:- Mr. Munish Dev Sharma, Advocate
for the petitioner.

Mr. M.S. Nagra, AAG, Punjab.

KARAMJIT SINGH, J.

Prayer is for grant for anticipatory bail to the petitioner
in case having FIR No.101 dated 29.05.2022 under Sections 420,
120-B IPC, at Police Station Beas, District Amritsar (Rural).

The petitioner was granted interim bail on the last date of
hearing and the same reads as follows:-

“Prayer is for grant of anticipatory bail in case having FIR
No.101 dated 29.5.2022 registered under Sections 420, 120-B IPC
at Police Station Beas, District Amritsar (Rural).

Counsel for the petitioner contends that Sonia wife of the
petitioner is a labour contractor and both of them are permanent

residents of Chandigarh. The counsel for the petitioner further contends that the petitioner and his wife have been falsely implicated in the present case as the wife was having dispute with Labour Union Tarn Taran and when the members of the said Labour Union threatened her she approached this Court seeking protection of her life and liberty and in this regard order dated 23.12.2020 (Annexure P-4) was passed by this Court. The counsel for the petitioner further submitted that the petitioner is having no criminal history and his wife has already been granted concession of anticipatory bail 5.8.2022 (Annexure P-3) and that petitioner is ready to join investigation

Notice of motion.

On the asking of the Court, Ms. Samina Dhir, DAG, accepts notice on behalf of State of Punjab and on instructions from ASI Surinder Pal submits that FIR in this case was registered after thorough inquiry conducted by DSP of Baba Bakala. The State counsel further submits that there are specific allegations against the petitioner and his wife that they took `4 lac from the complainant to provide job in Indian Army or in Punjab Police. However the State counsel has not refuted the fact that wife of the petitioner was granted interim bail by this Court vide Annexure P-3.

The petitioner is aged 47 years and is having no criminal antecedents. So, in case of arrest, the petitioner is directed to be released on interim bail by the Investigating Officer/Arresting Officer subject to his own satisfaction. The petitioner should join

investigation with the police well in time before the next date of hearing and to abide by the conditions envisaged under Section 438 (2) Cr.P.C.

The report of the Investigating Officer be also called in this context on the next date of hearing.

Now be listed on 2.12.2022.”

The counsel for the petitioner submitted that the petitioner has joined the investigation with the police by virtue of order of interim bail dated 18.08.2022 passed by this Court.

The State counsel on instructions from ASI Surinder Pal Singh has not disputed the aforesaid fact and further submits that the petitioner is not required by the police for further investigation or custodial interrogation.

In view of the above, without commenting on the merits of the case, the present petition is allowed and order granting interim bail 18.08.2022 to the petitioner is hereby made absolute subject to the conditions envisaged under Section 438(2) Cr.P.C.

02.12.2022
P. Chawla

(KARAMJIT SINGH)
JUDGE

Whether reasoned / speaking?	Yes / No
Whether reportable?	Yes / No