

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

**CRM-M-37712-2022**

**Date of decision : 20.12.2022**

**Gurpreet Singh**

**..... Petitioner**

**versus**

**State of Punjab**

**..... Respondent**

**CORAM : HON'BLE MR.JUSTICE PANKAJ JAIN**

**\*\*\*\***

Present :-Mr. Ashok Kumar Khunger, Advocate  
for the petitioner.

Mr. Arun Gupta, AAG, Punjab.

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**PANKAJ JAIN, J. (ORAL)**

While issuing notice of motion, following order was passed:-

“Apprehending his arrest in FIR No.229 dated 03.08.2022 for offences punishable under Sections 408,120-B IPC, 1860 registered at Police Station City-I Abohar, District Fazilka, the petitioner has preferred this petition under Section 438 Cr.P.C seeking pre-arrest bail.

Learned counsel for the petitioner inter alia contends that on an earlier occasion a complaint was filed with respect to the same incident in which it was found that no offence is made out against the petitioner. However, subsequent thereto on the second complaint the present FIR has been registered for the offences punishable under Sections 408,120-B IPC, 1860.

Notice of motion.

On the asking of the Court Mr. Gurdarshan Singh Sidhu, Assistant Advocate General, Punjab, who is present in Court accepts notice.

In the meantime, in the event of arrest, the petitioner shall be released on interim bail subject to his furnishing personal and surety bonds to the satisfaction of the Arresting Officer/Investigating Officer. As and when called, the petitioner shall join the investigation. He shall abide by the conditions enumerated under Section 438(2) of the Cr.P.C.

To come up on 20.12.2022.”

2. Today, learned State counsel, on instructions from ASI Kulwinder Singh, submits that the petitioner has joined investigation and is no more required for custodial interrogation.

3. Apart from that the counsel representing the petitioner reiterates that on earlier occasion also, a complaint was filed involving the same incident and was found that no offence was made out against the petitioner.

4. In view of above, the interim order dated 25.08.2022 passed by this Court is made absolute, subject to the conditions as enumerated under Section 438(2) Cr.P.C.

5. Petition stands disposed off.

( PANKAJ JAIN )  
JUDGE

20.12.2022  
Dinesh

Whether speaking/reasoned Yes

Whether Reportable : No