

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

209/2

CRM-M-39556-2022 (O&M)

Date of decision: 21.11.2022

RAJINDER KUMAR

....Petitioner

Versus

STATE OF PUNJAB

...Respondents

CORAM: HON'BLE MR. JUSTICE AMAN CHAUDHARY

Present : Ms Khushika Setia, Advocate for
Mr. S.S. Sarwara, Advocate
for the petitioner.

Mr. Manipal Singh Atwal, DAG Punjab.

Mr. Rakesh Gupta, Advocate
for the complainant.

AMAN CHAUDHARY. J.

Present petition has been filed under Section 438 of the Code of Criminal Procedure for grant of anticipatory bail in FIR No.0179 dated 28.07.2022, under Sections 420, 406, 407, 120-B of the Indian Penal Code, 1860 registered at Police Station City Rajpura, District Patiala.

This Court vide order dated 05.09.2022 directed that in the event of arrest, the petitioner shall be released on interim anticipatory bail to the satisfaction of the Arresting/ Investigating Officer subject to the conditions provided under Section 438(2) Cr.P.C. The petitioner was directed to join investigation and co-operate with the Investigating Agency as and when required.

Today, learned counsel appearing on behalf of the petitioner has submitted that the petitioner has joined the investigation, pursuant to the order passed by this Court on 05.09.2022.

Learned State counsel, on instructions from ASI Gurmeet Singh states that the petitioner in fact did join the investigation on 17.09.2022.

Learned State counsel further submits that the petitioner is not required any more for custodial interrogation at this stage.

Learned counsel for the complainant opposes the bail on the ground that the petitioner has caused loss to the complainant.

Learned counsel appearing on behalf of the petitioner submits that in case the Investigating Agency requires the petitioner to appear, he shall make himself available without any demur.

In view of the above and without expressing any opinion on the merits of the case, anticipatory bail petition filed by the petitioner is allowed and the order dated 05.09.2022 granting interim bail to the petitioner, is hereby made absolute, subject to compliance of conditions as specified under Section 438(2) Cr. P.C., in the case of non-adherence thereof, the State shall be at liberty to seek cancellation of the bail granted by this order.

The present petition stands disposed of accordingly.

(AMAN CHAUDHARY)
JUDGE

November 21, 2022

S.Sharma(syr)

<i>Whether speaking/reasoned</i>	:	<i>Yes/No</i>
<i>Whether reportable</i>	:	<i>Yes/No</i>