

2023:PHHC:087311

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209-A IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-10580-2023

Date of decision : 13.07.2023

Simranpreet Singh @ Prince

...Petitioner

Vs.

State of Punjab

...Respondent

CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Mr. L.C.Aggarwal, Advocate for the petitioner.
Mr. Sandeep Kumar, DAG, Punjab.

MANOJ BAJAJ, J.

Petitioner has approached this Court under Section 438 Code of Criminal Procedure to seek anticipatory bail in case FIR No.8 dated 17.01.2023 under Sections 51 and 39 Wild Life (Protection) Act, 1972, Section 15 Environment Protection Act, 1986 and Sections 188 and 336 Indian Penal Code, 1860 (Section 307 IPC added later on) registered at Police Station City-2 Khanna, District Khanna, who apprehends his arrest at the hands of Police.

On 01.03.2023, this Court had passed the following order:-

“Prayer is for grant of anticipatory bail to the petitioner in criminal case having FIR No.0008 dated 17.1.2023 registered under Sections 188, 336, 307 IPC, Sections 51, 39 of Wildlife Protection Act and Section 15 of Environment Protection Act, at Police Station City 2 Khanna.

Counsel for the petitioner submits that the petitioner is falsely implicated in this case and that similarly situated co-accused Jashan Kumar alias Jashandeep is granted concession of anticipatory bail by this Court vide order dated 22.2.2023 passed in CRM-M-7981-2023.

Notice of motion.

Mr. C.L.Pawar, Addl. AG, Punjab accepts notice on behalf of the State.

FIR in this case was registered against the petitioner and 3 other persons on the allegations that they were selling China string (dore) for purpose of flying the kites. State counsel apprised the Court that on raid being conducted, China string (dore) was recovered from the premises of the petitioner but at that time, he was not available in the house and the petitioner is required by the police for proper investigation in this case.

Now be listed on 13.7.2023.

In the meantime, the petitioner is hereby directed to join the investigation with the police and in case of arrest, he is to be released on interim bail by the investigating officer/arresting officer to his own satisfaction till the next date fixed in this case. The petitioner is also to abide by the conditions envisaged under Section 438 (2) of Cr.P.C.”

Learned counsel for the petitioner has stated that in compliance of the above order, the petitioner associated himself in the investigation and cooperated during interrogation.

Learned State counsel who is instructed by SI Jagtar Singh states that indeed 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 01.03.2023 is made absolute.

(MANOJ BAJAJ)
JUDGE

13.07.2023
vanita

Whether speaking/reasoned :	Yes	No
Whether Reportable :	Yes	No