

202 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-13073-2023
Date of Decision: 13.09.2023

MANDEEP SINGH @ BILLI ... PETITIONER
V/S
STATE OF PUNJAB ... RESPONDENT

CORAM: HON'BLE MR. JUSTICE VIVEK PURI

Present: Mr. Bhavesh Aggarwal, Advocate for the petitioner.

Ms. Ruchika Sabherwal, DAG Punjab.

* * * *

VIVEK PURI, J. (ORAL)

1. On 16.03.2023, following order was passed by the Co-ordinate

Bench:

“The present petition is for grant of anticipatory bail to the petitioner in case bearing FIR No.73 dated 18.12.2022 under Sections 363, 366 of IPC (Sections 376, 506 of IPC and Section 6 of POCSO Act added subsequently), registered at Police Station Ghuman Kalan, District Gurdaspur.

Learned counsel for the petitioner has vehemently argued that a bare perusal of the FIR does not disclose any offence committed by the petitioner except for vaguely mentioning his name. The petitioner is the brother of the main accused-Sajanpreet Singh, who is already in custody.

Notice of motion.

Mr. Sarabjit Singh Cheema, DAG, Punjab, accepts notice on behalf of the respondent-State and has vehemently opposed the present petition on the ground that the petitioner was accomplice of Sajanpreet Singh, however, could not deny the fact that there is nothing against the petitioner in the FIR.

Without commenting upon the merits of the case, the petitioner is directed to join investigation on 21.03.2023 at 10:00 A.M. before the Investigating Officer and cooperate with the Investigating Agency, even thereafter.

In the event of arrest, the petitioner be released on interim bail subject to furnishing personal/surety bonds to the satisfaction of the Arresting/Investigating Officer and the petitioner shall abide by the conditions as envisaged under Section 438 (2) Cr.P.C.

Adjourned to 25.05.2023. ”

2. Learned counsel for the petitioner contends that in pursuance of the interim directions, the petitioner has joined the investigation.

3. Learned State counsel, on instructions from SI Gurmukh Singh, submits that the petitioner has joined the investigation and his custodial interrogation is not required.

4. Considering above, the petition is allowed and the interim bail granted by this Court vide order dated 16.03.2023 is made absolute.

13.09.2023

Janki

(VIVEK PURI)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No