

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

208

CRM-M-18475-2023

Date of decision: 01.08.2023

Harpreet Singh

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Mr. Rakesh Gupta, Advocate
for the petitioner.

Mr. P.S. Grewal, DAG, Punjab.

MANJARI NEHRU KAUL, J. (ORAL)

1. The petitioner is seeking the concession of anticipatory bail under Section 438 of the Cr.P.C. in case FIR No.141 dated 19.11.2020 registered under Sections 323, 341, 382, 506, 427, 148 and 149 of the Indian Penal Code, 1860 at Police Station Sadar Rajpura, District Patiala.

2. On the last date of hearing i.e. 17.04.2023, while noticing the following submissions made by the learned counsel for the petitioner, a Coordinate Bench of this Court, had granted the concession of interim bail to the petitioner and asked him/her/them to join investigation:-

“Learned counsel for the petitioner contends that the petitioner has been falsely implicated in the present. The petitioner has nothing to do with the alleged incident as he was not present at the spot. Similarly placed co-accused Ashok Kumar @ Shoki has already been granted concession of anticipatory bail by this Court vide order dated 14.02.2023 passed in CRM-M-39262-2022. Nothing is to be recovered from the petitioner and his custodial interrogation is not required in the case. The petitioner is already ready and willing to join the investigation.”

3. Learned counsel for the petitioner submits that in compliance of order dated 17.04.2023, the petitioner has joined investigation and cooperated with the investigating agency.

4. Learned State counsel, on instructions, does not dispute the factum of the petitioner having joined investigation and cooperated with the investigating agency. He, on further instructions, submits that the petitioner is not required for further investigation much less for his custodial interrogation.

5. In view of the above, the petition is allowed and interim order dated 17.04.2023, is made absolute subject to the conditions laid down in Section 438(2) Cr.P.C.

01.08.2023

(MANJARI NEHRU KAUL)

Vinay

JUDGE

Whether speaking/reasoned	:	Yes/No
Whether reportable	:	Yes/No