

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M No.30146 of 2023

Date of decision: 21st August, 2023

Balvir Singh

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present: Mr. Raj K. Rathore, Advocate for the petitioner.

Mr. Subhash Godara, Addl. Advocate General, Punjab
for the respondent/State.

MANJARI NEHRU KAUL, J. (ORAL)

1. The petitioner is seeking the concession of bail under Section 438 Cr.P.C. in case FIR No.34 dated 17.03.2023 under Sections 452, 325, 323, 506, 148, 149 IPC registered at Police Station Vairoke, District Fazilka.

2. On the last date of hearing, i.e. 09.06.2023, while noticing the following submissions made by learned counsel for the petitioner, this Court had granted the concession of interim bail to the petitioner and asked him to join investigation.

“Learned counsel for the petitioner submits that the petitioner has been falsely implicated in this case. The FIR was registered after delay of 9 days. The FIR is the counter-blast to the complaint filed by the petitioner on 17.03.2023 against the complainant, his wife and his son

that they abducted the daughter of the petitioner. All the offences are bailable except Section 452 of IPC.”

3. Learned counsel for the petitioner submits that in compliance of the order dated 09.06.2023, the petitioner has joined investigation and cooperated with the investigating agency.

4. Learned State counsel, on instructions from ASI Satpal, 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 the circumstances, the petition is allowed and the interim order dated 09.06.2023 is made absolute subject to the conditions laid down in Section 438(2) Cr.P.C. Needless to say, in case the petitioner misuses the concession of bail granted to him, the State would be at liberty to seek cancellation of the bail granted to him.

(MANJARI NEHRU KAUL)
JUDGE

August 21, 2023
rps

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