

2023:PHHC:149344

**204 IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

CRM-M-31937-2023

Date of Decision: 23.11.2023

MANJINDER SINGH

... PETITIONER

VS.

STATE OF PUNJAB AND ANOTHER

.. RESPONDENTS

CORAM: HON'BLE MR. JUSTICE VIVEK PURI

Present : Mr. G.S.Randhawa, Advocate for
Mr. Sukhbir Maandi, ADvocate
for the petitioner.

Ms. Ruchika Sabherwal, DAG, Punjab.

None for respondent No.2.

VIVEK PURI, J.(ORAL)

1. On 06.07.2023, the following order was passed by the
Coordinate Bench of this Court:-

“The petitioner herein seeks the relief of pre-arrest bail in the criminal case arisen out of the FIR bearing No.136 dated 13.11.2022 registered at Police Station Rangar Nangal, District Batala, under Sections 498-A and 406 read with Section 34 IPC.

Learned counsel for the petitioner, inter-alia, contends that the complainant has levelled false and vague allegations against the petitioner in the FIR and the petitioner is ready to join in the investigation as and when so required and moreover, he is also not involved in any other criminal case.

Notice of motion.

Mr. Kunwarbir Singh, leared Assistant Advocate General, Punjab, who has appeared on behalf of respondent No.1-State in this case in pursuance of the copy of the instant petition having been sent to this respondent in advance, accepts the notice. He seeks some time to get proper and complete instructions in the present matter from the quarter concerned and if deemed necessary, then to file the status-report also.

Adjourned to 03.10.2023.

Notice to respondent No.2 be also issued for the date fixed,

through ordinary process, e-mail or any other electronic mode.

Meanwhile, in the event of his arrest, the petitioner shall be released on interim bail subject to his furnishing the requisite personal and surety bonds to the satisfaction of the Arresting/Investigating Officer.

However, the petitioner shall join in the investigation as and when required/called upon to do so and shall also strictly abide by all the conditions as laid down in Section 438(2) Cr.P.C.”

2. As per office note, respondent No.2 is served but none has appeared on her behalf.

3. Learned counsel for the petitioner contends that in pursuance of interim directions issued by this Court, the petitioner has joined the investigation.

4. Learned State counsel, on instructions from ASI Nirmal Singh, has not disputed the aforesaid factual aspects and further submits that custodial interrogation of the petitioner is not required.

5. Keeping in view the entire circumstances, sufficient grounds are made out to extend the concession of pre-arrest bail to the petitioner. Accordingly, order dated 06.07.2023, vide which the petitioner has been granted interim bail, is made absolute.

6. Petition is allowed.

23.11.2023
smriti

(VIVEK PURI)
JUDGE

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