

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

209

CRM-M-31472-2019

Date of Decision: 24.04.2023

Sukhpreet Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE JAGMOHAN BANSAL

Present:- Mr. Parampreet Singh Brar, Advocate for the petitioner

Mr. Vipin Pal Yadav, AAG, Punjab

Mr. Promila Singh, Advocate for respondent No.2

JAGMOHAN BANSAL, J. (ORAL)

1. The petitioner through instant petition under Section 438 Code of Criminal Procedure, 1973 (for short 'Cr.P.C.') is seeking anticipatory bail in FIR No.05 dated 07.04.2019 under Sections 498-A, 406, 420 & 120-B of Indian Penal Code, 1860 (for short 'IPC') registered at Police Station NRI, Ferozepur.

2. On 12.09.2022, the following order was passed:-

"Short reply by way of an affidavit of Deputy Superintendent of Police (NRI), Moga, has been filed on behalf of respondent No.1-State, which is taken on record.

Upon instructions from ASI Narinder Kaur, State counsel submits that recovery is to be effected from the petitioner.

List on 17.01.2023.

Petitioner is directed to appear before the Investigating Officer at Police Station NRI, Ferozepur on 19.09.2022 or on any day thereafter at 11.00 A.M.

and join the investigation and would appear as and when called by the Investigating Officer. In the event of arrest, he shall be admitted to interim bail on furnishing personal and surety bonds to the satisfaction of Arresting/Investigating Officer. He shall also abide by the conditions as specified under Section 438 (2) Cr.P.C.”

3. Learned State counsel submits that petitioner has joined investigation and no custodial interrogation is required.

4. In view of the above facts and circumstances, the petition is allowed and the interim bail granted to the petitioner vide order dated 12.09.2022 is made absolute subject to the conditions envisaged under Section 438(2) of Cr.P.C.

5. If the petitioner or his family members/associates make any attempt to threat/intimidate the witnesses in the present case, the State would be at liberty to move an application for cancellation of bail granted by this order.

Nothing observed hereinabove shall be construed as expression of opinion of this Court on merits of the case and Trial Court shall proceed without being prejudiced by observations of this Court.

(JAGMOHAN BANSAL)
JUDGE

24.04.2023
Mohit Kumar

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether reportable</i>	<i>Yes/No</i>