

CRM-M-38148-2022(O&M)
Date of decision: 26.07.2023

...PETITIONER

STATE OF PUNJAB

...RESPONDENT

CORAM: HON'BLE MR. JUSTICE VIVEK PURI

Present: Ms. Neetu Singh, Advocate for the petitioner.

Ms. Ruchika Sabherwal, DAG, Punjab.

Ms. Shivya Sehgal, Advocate for the complainant.

VIVEK PURI,J. (ORAL)

1. On 26.08.2022, the following order was passed:-

“Instant petition has been filed under Section 438 of the Code of Criminal Procedure, 1973 for grant of anticipatory bail in FIR No.0150 dated 28.07.2022, registered for offences under Sections 448, 454, 380, 354, 506 and 34 of the Indian Penal Code, 1860, at Police Station Model Town, District Police Commissionerate, Ludhiana (Annexure P-1).

Counsel for the petitioner contends that dispute between the parties is civil in nature and has deliberately been given a criminal colour. She submits that allegation of outraging the modesty levelled against the petitioner and co-accused, Gurjeet Singh, is false. Reference has been made by her to interim order dated 22.08.2022 passed by this Court in CRM-M36650-2022, whereby co-accused Narinder Kaur, who is the wife of the petitioner, has been granted interim protection by this Court.

Notice of motion.

On asking of the Court, Mr. P.S.Grewal, Deputy Advocate General, Punjab accepts notice on behalf of the respondent-State.

List on 24.01.2023.

To be heard with CRM-M-36650-2022. Meanwhile, the petitioner shall 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.”

- 2. Learned counsel for the petitioner contends that the petitioner has joined the investigation in pursuance of interim directions.
- 3. On instructions from Gurdev Ram, learned State counsel has not dispute the aforesaid factual aspects and also submits that the petitioner has joined the investigation and his custodial interrogation is not required.
- 4. In view of the aforesaid submissions, the order dated 26.08.2022, granting interim bail to the petitioner is made absolute.
- 5. The petition is allowed.

26.07.2023
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(VIVEK PURI)
JUDGE

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