

**213 IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH****CRM M-41111-2023 (O&M)
Date of Decision: 18.09.2023**

Preet Singh @ Preet Chahal

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR.JUSTICE MAHABIR SINGH SINDHU

Present: None for the petitioner.

ASI Sarabjeet Singh for respondent-State.

MAHABIR SINGH SINDHU. J.

Present petition has been filed under Section 438 of the Code of Criminal Procedure (for short “Cr.P.C”) for grant of pre-arrest bail to the petitioner in FIR No. 229 dated 11.10.2021, under Sections 379-B, 324, 323, 148, 149 and 120-B of Indian Penal Code registered at Police Station City 1 Abohar, Tehsil Abohar, District Fazilka, Punjab.

2. It transpires that above FIR was registered on the basis of statement made by complainant Amit Kumar with the allegations that petitioner along with other co-accused caused injuries to the complainant and his friend Rohit. They also snatched gold ornaments from the complainant.

3. This Court vide order dated 21.08.2023, granted interim bail to petitioner and the same reads as under:-

“Contends that petitioner is nominated in the present case after a period of almost 04 months and co-accused, Vinay Kumar has already been granted the concession of pre-arrest bail in CRM-M-30447-2023 on 02.08.2023. Also contends that there is no other criminal case pending against the petitioner.

Notice of motion.

Mr. Joginder Pal Ratra, Sr. DAG, Punjab, accepts notice on behalf of the respondent-State and seeks time to have instructions and/or file written response in the matter.

Posted on 18.09.2023.

In the meanwhile, petitioner shall join investigation before the Investigating Officer. In the event of his arrest, the Arresting Officer would admit him to interim bail, till the next date of hearing, on furnishing adequate bail and surety bonds to his satisfaction. The petitioner shall also abide by all the conditions as envisaged under Section 438(2) of the Code of Criminal Procedure, 1973. ”

4. ASI Sarabjeet Singh for the State of Punjab apprised the Court that in pursuance of the aforesaid order, petitioner has joined investigation and his custodial interrogation is not required, at this stage.

5. In view of the above, order dated 21.08.2023 is made absolute subject to the conditions as envisaged under Section 438(2) Cr.P.C.

6. It is also made clear that petitioner shall fully co-operate with the Investigating Officer as and when called for further investigation.

7. The above observations may not be construed as an expression of opinion on merits of the case; rather confined only to decide the present bail matter.

8. Disposed off accordingly.

9. Pending criminal misc. application(s), if any, shall also stand disposed off.

18.09.2023

Rajeev(rvs)

(MAHABIR SINGH SINDHU)
JUDGE

Whether speaking/reasoned : Yes
Whether Reportable: No