

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

207

CRM-M-44959-2022

Date of Decision: 16.03.2023

Harjinder Singh

...Petitioner

Versus

State of Punjab and Another

...Respondents

CORAM: HON'BLE MR. JUSTICE JAGMOHAN BANSAL

Present:- Mr. Shadab Ahmad, Advocate for

Mr. Amish Sharma, AAG, Punjab
(assisted by ASI Badalal Singh)

JAGMOHAN BANSAL, J. (ORAL)

The petitioner through instant petition under Section 438 Code of Criminal Procedure, 1973 (for short 'Cr.P.C.') is seeking concession of anticipatory bail in FIR No.55 dated 15.07.2022 under Sections 498-A & 406 of Indian Penal Code, 1860 (for short 'IPC') registered at Police Station Cheema, District Sangrur.

On 12.12.2022, the following order was passed:-

"By referring to the status report, State counsel submits that recovery is to be effected from the petitioner, who is the husband of the complainant.

List on 16.03.2023.

Petitioner is directed to join the investigation on 19.12.2022 at 11.00 A.M. at Police Station Cheema, District Sangrur and co-operate with the Investigating Agency. 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.”

Learned State counsel, on instructions from ASI Badalal Singh, submits that petitioner has joined investigation and no custodial interrogation is required.

In view of the above, the petition is allowed and the interim bail granted to the petitioner vide order dated 12.12.2022 is made absolute subject to the conditions envisaged under Section 438(2) of Cr.P.C.

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

16.03.2023

Mohit Kumar

Whether speaking/reasoned *Yes/No*

Whether reportable *Yes/No*