

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

208

CRM-M-59661-2022
Date of decision: 11.04.2023

RAVINDER PAL SINGH

....Petitioner(s)

Versus

STATE OF PUNJAB

...Respondent(s)

CORAM: HON'BLE MR. JUSTICE AMAN CHAUDHARY

Present : Mr. Harishit Jain, Advocate
for the petitioner.

Mr. Manipal Singh Atwal, DAG, Punjab.

Mr. Aditya Pal Singla, Advocate
for the complainant.

AMAN CHAUDHARY. J.

Present petition has been filed under Section 438 of the Code of Criminal Procedure for grant of anticipatory bail in FIR No. 382 dated 28.10.2021, under Section 420 of IPC (Sections 465, 467, 468 , 471 and 120-B IPC added later on) registered at Police Station Kotwali, District Patiala.

On 22.12.2022, this Court had passed the following order:-

“Apprehending his arrest in FIR No.382 dated 28.10.2021, registered under Section 420 IPC (Sections 465, 467, 468 & 471 IPC added later on) at Police Station Kotwali, District Patiala, the petitioner has preferred this petition under Section 438 Cr.P.C. seeking pre-arrest bail.

Learned counsel for the petitioner inter alia contends that no specific role has been assigned to the petitioner in the FIR and the matter relates to sale and purchase of a vehicle of Hardeep Singh.

Notice of motion returnable for 11.04.2023.

On the asking of the Court, Mr. Sarabjit Singh Cheema, DAG, Punjab, appears and accepts notice on behalf of the respondent-State.

Mr. Aditya Pal Singla, Advocate has entered appearance on behalf of respondent No.2-complainant and seeks time to file reply.

In the meantime, in the event of arrest, the petitioner shall be released on interim bail subject to his furnishing personal and surety bonds to the satisfaction of the arresting officer/Investigating Officer. As and when called, the petitioner shall join the investigation. He shall abide by the conditions enumerated under Section 438(2) of the Cr.P.C. ”

Learned counsel for the petitioner submits that in pursuance of the above order, the petitioner has not only joined investigation but has also fully cooperated with the investigating agency. He further submits that in case the investigating agency requires the petitioner to appear, he shall make himself available without demur.

Learned State counsel on instructions affirms the factum of joining the investigation by the petitioner and cooperating with the investigation agency. He also submits that at this stage, the petitioner is not required for further custodial interrogation.

In view of the above and without expressing any opinion on the merits of the case, anticipatory bail petition filed by the petitioner is allowed and the order dated 22.2.2022 granting interim bail to him, is hereby made absolute, subject to compliance of conditions as specified under Section 438(2) Cr. P.C.

However, it is made clear that if the petitioner fails to join and cooperate with the investigation agency as and when required, the State would be at liberty to move an application for cancellation of the present anticipatory bail granted to him.

(AMAN CHAUDHARY)
JUDGE

11.04.2023

Mehak

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