

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

212

CRM-M-6638-2024
Date of Decision:19.03.2024

RASHPAL SINGH ALIAS SHALLUPetitioner

Vs.

STATE OF PUNJABRespondent

CORAM:- HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Ms. Gurpreet Kaur, Advocate
for the petitioner.

Mr. Sahil R. Bakshi, AAG, Punjab
assisted by ASI Jaspreet Singh.

DEEPAK GUPTA, J.(ORAL)

On 08.02.2024, following order was passed:

“Prayer in this petition is for grant of anticipatory bail under Section 438 Cr.P.C in case FIR No.93 dated 18.07.2023 registered under Sections 379-B of the IPC registered at Police Station Raja Sansi, District Amritsar Rural.

As per allegations, on 08.07.2023 complainant was going from Bus Adda Raja Sansi on foot. When she reached near house of the Dharma, two persons came on a motorcycle from backside, snatched her mobile make Samsung Galaxy A12 and fled away.

Learned counsel for the petitioner pointed out that FIR was lodged on 18.07.2023 i.e. 10 days after the incident against unknown persons and later on in the supplementary statement, complainant named the petitioner and the co-accused, without informing the source as to how she had come to know that it is the petitioner and co-accused who had committed the snatching.

Notice of motion.

Mr. Anmol Singh Sandhu, AAG, Punjab accepts notice on behalf of respondent- State.

Adjourned to 19.03.2024.

In the meantime, in case of arrest, the petitioner shall be released on interim bail subject to the satisfaction of the Arresting Officer/Investigating Officer. However, it is directed that the petitioner shall join the investigation as and when so required by the Investigating Officer. He shall not contact any person associated with the case to dissuade him from the investigation in any manner whatsoever and nor shall leave the country without prior permission of the Court. He shall further comply with the conditions stipulated in Section 438(2) Cr.P.C. ”

Today learned State counsel, on instructions from ASI Jaspreet Singh submits that petitioner has since joined the investigation and is not required for custodial interrogation.

Having regard to the aforesaid facts and circumstances, but without commenting anything further on the merits of the case order dated 08.02.2024 is hereby made absolute, whereby petitioner was granted interim anticipatory bail.

However, the petitioner shall continue to join the investigation as and when called upon to do so by the Investigating Agency and shall abide by the conditions of Section 438 (2) Cr.P.C.

19.03.2024

pry

(DEEPAK GUPTA)
JUDGE

Whether Speaking/reasoned	Yes/No
Whether Reportable	Yes/No