



IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

212

CRM-M-7329-2024

Date of decision: 13.05.2024

Shivam Kumar

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Mr. Rakesh Kumar, Advocate
for the petitioner.

Mr. Navdeep Singh, DAG, Punjab.

MANJARI NEHRU KAUL, J. (ORAL)

1. The petitioner is seeking the concession of anticipatory bail under Section 438 of the Cr.P.C. in case FIR No.0072 dated 23.12.2023 under Section 420 of the Indian Penal Code, 1860, registered at Police Station City Balachaur, District S.B.S. Nagar.

2. On 12.02.2024, while noticing the following submissions made by the learned counsel for the petitioner, this Court had granted the concession of interim bail to the petitioner and asked him to join investigation:-

“Learned counsel for the petitioner, inter alia, contends that even as per the allegations levelled in the FIR in question, the only role, if any, attributed to the petitioner, was of having introduced the complainant to co-accused Sarabjit Singh, who gave a false assurance to the complainant of arranging his son’s visit to Canada. It has further been submitted that even the amount of ₹22 lakh was deposited in the account of co-accused Sarabjit Singh and there was no allegation much less by way of a whisper that any amount either in cash or otherwise was



given to the petitioner.”

3. Learned counsel for the petitioner submits that in compliance of order dated 12.02.2024, the petitioner has joined investigation and cooperated with the investigating agency.

4. Learned State counsel, on instructions from ASI Lakhbir Singh, does not dispute the factum of the petitioner having joined investigation and cooperated with the investigating agency. He, on further instructions, submits that the petitioner is not required for further investigation much less for his custodial interrogation.

5. In view of the above, the petition is allowed and interim order dated 12.02.2024, is made absolute subject to the conditions laid down in Section 438(2) Cr.P.C.

13.05.2024

(MANJARI NEHRU KAUL)
JUDGE

Vinay

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