



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

CRM-M No.9868 of 2024
Date of decision: 13th August, 2024

Kulwinder Singh

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present: Mr. G.P.S. Bal, Advocate for the petitioner.

Mr. Navdeep Singh, Dy. Advocate General, Punjab
for the respondent/State.

MANJARI NEHRU KAUL, J. (ORAL)

1. The petitioner is seeking the concession of bail under Section 438 Cr.P.C. in case FIR No.3 dated 05.01.2024 under Sections 408 and 420 of the IPC registered at Police Station Chamkaur Sahib, District Rupnagar.

2. On 16.04.2024, this Court had granted the concession of interim bail to the petitioner and asked him to join investigation, on the grounds of following submissions made by learned counsel for the petitioner on 26.02.2024.

“Learned counsel for the petitioner inter alia contends that a false case having been planted upon the petitioner is evident from the fact that the alleged embezzlement pertained to the year 2022-23 and the petitioner had already superannuated in July, 2021. He submits that when the alleged embezzlement took place the petitioner had no concern with the society.”



3. Learned counsel for the petitioner submits that in compliance of the order dated 16.04.2024, the petitioner has joined investigation and cooperated with the investigating agency.
4. Learned State counsel, on instructions, 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 the circumstances, the petition is allowed and the interim order dated 16.04.2024 is made absolute subject to the conditions laid down in Section 438(2) Cr.P.C./Section 482(2) BNSS. Needless to say, in case the petitioner misuses the concession of bail granted to him, the State would be at liberty to seek cancellation of the bail granted to him.

(MANJARI NEHRU KAUL)
JUDGE

August 13, 2024
rps

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