



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

216

CRM-M-29630-2024

Date of Decision : **August 20, 2024**

JASWINDER SINGH @ JASWINDER SINGH BILLING

.....Petitioner

VERSUS

STATE OF PUNJAB

.....Respondent

CORAM: HON'BLE MR. JUSTICE KULDEEP TIWARI

Present : Mr. Vishal Deep Goyal, Advocate
for the petitioner.

Mr. Sahil R. Bakshi, AAG, Punjab.

KULDEEP TIWARI, J. (Oral)

1. On 11.6.2024, this Court had passed the hereinafter extracted order, upon the instant petition:-

“1. Through the instant petition, as instituted under Section 438 of the Cr.P.C., the petitioner seeks the concession of anticipatory bail, in case FIR No.48 dated 13.05.2024, under Sections 420, 465, 467, 468, 471 of the IPC, registered at P.S. Khamanon, District Fatehgarh Sahib.

2. Succinctly stated, the allegation(s) against the petitioner is that, at the time of taking the job, he presented a birth certificate which carried his date of birth as 12.09.1964, whereas, his actual date of birth was 12.09.1962. Therefore, by using a forged birth certificate, the petitioner continued in the job for two years more.



CRM-M-29630-2024

-2-

3. The learned counsel for the petitioner submits that, since the entire case is based upon documentary evidence, therefore, custodial interrogation of the petitioner is not required. Moreover, the petitioner is ready and willing to join the investigation and to cooperate with the investigating agency.
4. The learned counsel for the petitioner further submits that, although the petitioner is involved in four more cases, however, in one of those cases, he has already earned acquittal, whereas, in the remaining three cases, he is on bail.
5. Notice of motion for 29.07.2024.
6. Mr. Pardeep Bajaj, D.A.G., Punjab, accepts notice on behalf of respondent-State of Punjab.
7. In the meantime, the petitioner is directed to join the investigation and to appear before the investigating agency, as and when called upon to do so. In the event of his arrest, he shall be admitted to interim bail on his furnishing bail bonds to the satisfaction of the Arresting/Investigating Officer. The petitioner shall abide by the terms and conditions as envisaged under Section 438(2) Cr.P.C.”
2. Today, the learned State counsel has, on instructions imparted to him by ASI Sukhwinder Singh, stated that pursuant to the making of the hereinabove extracted order, the petitioner(s) had joined investigation and he is no longer required for custodial interrogation.
3. In view of the above, the hereinabove extracted interim order dated 11.6.2024, is hereby made **absolute**, subject to the hereinafter extracted conditions:-

“(i) the petitioner(s) shall not commit an offence similar to the present offence;

CRM-M-29630-2024

-3-

(ii) the petitioner(s) shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case;

(iii) the petitioner(s) shall make himself/herself available for interrogation by a police officer as and when required.”

4. This order should not be treated as “blanket” order. It will not be read granting petitioner(s) indefinite protection from arrest. It shall be confined to the FIR mentioned *ibid* and will not operate in respect of any other incident that involves commission of an offence.

5. Needless to say that anything observed hereinabove shall not be construed to be an opinion on the merits of the case.

August 20, 2024
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(KULDEEP TIWARI)
JUDGE

Whether speaking/reasoned. : Yes/No
Whether Reportable. : Yes/No