

CRM-M-32592-2023 (O&M)

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102-2 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-32592-2023 (O&M)
Date of decision : 15.01.2024

Karan

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present : Mr. Balram Parashar, Advocate,
for the petitioner.

Mr. Jashan Preet Singh, DAG, Punjab,
for the respondent.

MAHABIR SINGH SINDHU, J.

Petition under Section 438 of the Code of Criminal Procedure, 1973, has been filed for grant of pre-arrest bail to the petitioner in FIR No.57 dated 27.04.2023, under Sections 419, 420, 384, 506 and 120-B of the Indian Penal Code, 1860, registered at Police Station Sarabha Nagar, District Ludhiana.

2. Above FIR was registered on the statement of complainant-Surinder Pal Singh with the allegations that the petitioner along with his accomplices came to his house in the guise of another person and gave threats to his wife with dire consequences and also demanded ransom.

3. This Court, on 22.11.2023, granted interim bail to petitioner and relevant part of the same is recapitulated as under:-

“Contends inter alia that no specific role has been attributed to the petitioner in the present case.

Learned State counsel seeks time to verify the aforesaid factual position.

Posted for 15.01.2024.

In the meanwhile, petitioner shall join investigation before the Investigating Officer. In the event of his arrest, the Arresting Officer would admit him to interim bail, till the next date of hearing, on furnishing adequate bail and surety bonds to his satisfaction. The petitioner shall also abide by all the conditions as envisaged under Section 438(2) of the Code of Criminal Procedure, 1973.”

4. Contends that in terms of the aforesaid order, petitioner has already joined investigation and his custodial interrogation is not required.
5. Above factual position is duly acknowledged by learned State Counsel, on instructions from SI Balbir Singh, and further stated that custodial interrogation of the petitioner is not required at this stage.
6. In view of the above, interim order dated 22.11.2023 is made absolute.
7. It is also made clear that petitioner shall appear on each date of hearing and to fully co-operate with learned trial Court without seeking any unnecessary adjournment(s).
8. The above observation may not be construed as an expression of opinion on the merits of the case.
9. Pending application(s), if any, shall also stand disposed off.

15.01.2024
adhikari

(MAHABIR SINGH SINDHU)
JUDGE

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