

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

1. CRM-M No.39136 of 2023

Jodha Singh @ Jot Virk

... Petitioner

Versus

State of Punjab

... Respondent

2. CRM-M No.39154 of 2023

Rajinder Singh

... Petitioner

Versus

State of Punjab

... Respondent

Date of decision: 26th February, 2024

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present: Mr. H.S. Dhindsa, Advocate for the petitioners.

Mr. Amit Rana, Sr. Dy. Advocate General, Punjab
for the respondent/State.

MANJARI NEHRU KAUL, J. (ORAL)

1. The petitioners in the petitions detailed hereinabove are seeking the concession of bail under Section 438 Cr.P.C. in case FIR No.126 dated 20.07.2023 under Sections 379-B/323/342/506/34 of the IPC registered at Police Station Moti Nagar, Police Commissionerate Ludhiana, District Ludhiana.

2. On the last date of hearing, i.e. 23.11.2023, this Court had granted the concession of interim bail to the petitioners and asked them to join investigation, in view of the following submissions made by learned counsel for the petitioners on 10.08.2023:

“Learned counsel for the petitioners, inter alia, contends that totally false allegations have been levelled by the complainant that the petitioners along with their accomplices forcibly deprived them of their truck bearing No.HR-29-AJ-7993 along with Rs.30,000/- while he was sleeping inside the truck. Learned counsel submits that in fact there was a rivalry between the parties on account of truck union politics and it was thus in that background, the instant case had been planted upon him”

3. Learned counsel for the petitioners submits that in compliance of the order dated 23.11.2023, the petitioners have joined investigation and cooperated with the investigating agency.

4. Learned State counsel, on instructions from ASI Jitender Kumar, does not dispute the factum of the petitioners having joined investigation and cooperated with the investigating agency. He, on further instructions submits that the petitioners are not required for further investigation much less for their custodial interrogation.

5. In the circumstances, the petitions are allowed and the interim order dated 23.11.2023 is made absolute subject to the conditions laid down in Section 438(2) Cr.P.C. Needless to say, in case the petitioners misuse the concession of bail granted to them, the State would be at liberty to seek cancellation of the bail granted to them.

(MANJARI NEHRU KAUL)
JUDGE

February 26, 2024
rps

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