

IN THE HIGH COURT OF PUNJAB & HARYANA  
AT CHANDIGARH

204

CRM-M-44023-2023  
Date of decision: 11.03.2024

KARAMJIT SINGH

....Petitioner

Versus

STATE OF PUNJAB

...Respondent

CORAM: HON'BLE MR. JUSTICE KULDEEP TIWARI

Present : Mr. Vijay Lath, Advocate  
for the petitioner.

Mr. Pardeep Bajaj, DAG, Punjab.

KULDEEP TIWARI. J.(Oral)

1. On 04.09.2023, the following order was passed:-

*"Through this petition, the petitioner seeks anticipatory bail in case bearing FIR No.110 dated 22.07.2019, registered at Police Station Division A, Police Commissionerate Amritsar, District Amritsar, under Sections 419, 420, 186, 170, 506 and 120-B IPC.*

*Learned counsel for the petitioner contends that the petitioner has falsely been implicated in the present case; that the FIR was registered way back on 22.07.2019, and that the petitioner has not been declared a proclaimed offender till date. It is further submitted that the alleged offence was committed on 19.07.2019, but the above-noted FIR was registered on 22.07.2019 i.e. after a delay of 03 days, and that no loss or benefit has been caused to either of the parties. It is further submitted that the petitioner is retired from the Department of Rural Development; that in the year 2019, the petitioner was working as a property consultant; that mobile in question from which a call had been made, was lying in the office of the petitioner, and that by claiming himself to be P.A. to the Chief Principal Secretary,*

*the petitioner had never made a phone call to the complainant. It is further submitted that the petitioner is even ready to give his 'Voice Sample' to the investigating agency.*

*Notice of motion.*

*On the asking of this Court, Mr. C.L.Pawar, Addl. A. G. Punjab, accepts notice on behalf of the respondent-State, and seeks time to file the status report.*

*Adjourned to 20.11.2023.*

*Meanwhile, the petitioner is directed to join investigation and if he is sought to be arrested, he shall be released on interim bail to the satisfaction of Investigating Officer/Arresting Officer subject to the conditions as envisaged in Section 438 (2) of the Code of Criminal Procedure.*

*However, anticipatory bail, granted while exercising the judicial discretion, should not operate as an inroad into the statutory investigational power of the police."*

2.           Thereafter, on 20.11.2023, the petitioner was again directed to join the investigation and to fully cooperate with the Investigating Agency.
3.           Learned counsel for the petitioner submits that in pursuance of the orders dated 04.09.2023 & 20.11.2023, the petitioner had joined the investigation.
4.           Learned State counsel, on instructions from the ASI Gurjeet Singh, submits that the petitioner had joined the investigation and he is not required for any further custodial interrogation.
5.           In view of the statement made by learned State counsel, the interim order dated 04.09.2023, is hereby made absolute.

11.03.2024  
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(KULDEEP TIWARI)  
JUDGE

Whether speaking/reasoned.       :

Whether Reportable.                :

Yes/No

Yes/No