

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

205

CRM-M-47371-2023

Date of decision: 08.04.2024

Kuldeep Kumar

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Mr. Veneet Sharma, Advocate
for the petitioner.

Mr. Amit Rana, Sr. DAG, Punjab.

Mr. Ashish Nagar, Advocate with
Mr. Jaswinder Singh Thind, Advocate
for the complainant.

MANJARI NEHRU KAUL, J. (ORAL)

1. The petitioner is seeking the concession of anticipatory bail under Section 438 of the Cr.P.C. in case FIR No.164 dated 02.06.2023 under Sections 420, 467, 468, 471, 120-B of the IPC, registered at Police Station Sadar Amritsar, District Amritsar.

2. On 08.11.2023, this Court had granted the concession of interim bail to the petitioner and asked him to join investigation.

3. Learned counsel for the petitioner submits that in compliance of order dated 08.11.2023 not only has the petitioner joined investigation but has also handed over all the documents in original pertaining to the sale deed of the property in question to the investigating agency.

4. Learned State counsel, on instructions from ASI Palwinder Singh, 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. Learned counsel for the complainant has, however, opposed the prayer made by the counsel opposite. Learned counsel has drawn the attention of this Court to Annexure P-3 and submitted that the documents on which the petitioner has placed reliance i.e. Annexure P-3 is different from the actual documents.

6. I have heard learned counsel for the parties and perused the relevant material on record.

7. Once the petitioner has joined investigation and cooperated with the investigating agency and as submitted by learned State counsel on instructions that the custodial interrogation of the petitioner is not required, this Court is not inclined to order his custodial interrogation.

8. In view of the above, the petition is allowed and interim order dated 08.11.2023, is made absolute subject to the conditions laid down in Section 438(2) Cr.P.C.

08.04.2024

(MANJARI NEHRU KAUL)

Vinay

JUDGE

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