

209 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-49207-2023 (O&M)
DATE OF DECISION : 21.03.2024

MANPREET SINGH ... PETITIONER
V/S
STATE OF PUNJAB AND ANOTHER ... RESPONDENTS

CORAM: HON'BLE MS. JUSTICE HARPREET KAUR JEEWAN

Present: Mr. Kanwaljeet Singh, Advocate for the petitioner.

Ms. Himani Arora, A.A.G., Punjab.

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HARPREET KAUR JEEWAN, J. (ORAL)

1. The instant petition has been filed under Section 438 Cr.P.C for grant of anticipatory bail to the petitioner in case FIR No.60 dated 06.09.2023 registered at Police Station Women, District Police Commissionerate Ludhiana, under Sections 406 and 498-A IPC.

2. On 16.10.2023 following order was passed:

“xxxx Learned counsel for the petitioner, inter-alia, contends that the petitioner has been got falsely implicated in the criminal case under reference whereas in fact, he never ever subjected respondent No.2-complainant/wife to cruelty as alleged in the subject FIR and moreover, he is ready and willing to join in the investigation as and when required by the Investigating Agency and he is also not involved in any other criminal case.

Notice of motion.

Mr. Virat Rana, learned Assistant Advocate General, Punjab, who has appeared on behalf of respondent No.1 in this case in pursuance of the copy of the instant petition having been sent to the respondent-State in advance, accepts the notice and he seeks some time to get proper and complete instructions qua the present matter from the quarter concerned and if deemed necessary, then to file the Status-Report also.

At this stage, Mr. N.S. Khandhola, Advocate, has also put in appearance on behalf of respondent No.2 and has submitted his Power of Attorney in the Court and the same is taken on the record.

Adjourned to 25.01.2024.

Meanwhile, the petitioner shall join in the investigation on 27.10.2023 at 10:00 AM sharp and if there need be, even thereafter and in the event of his arrest, he shall be released on interim bail subject to his furnishing the requisite personal and surety bonds to the satisfaction of the Arresting/Investigating Officer and he shall also strictly abide by all the conditions as laid down in Section 438(2) Cr.P.C. ”

3. Learned counsel for the petitioner contends that the petitioner has joined the investigation in compliance of the order dated 16.10.2023 passed by this Court.

4. Learned State counsel, on instructions from ASI Harjinder Singh, has also confirmed that the petitioner has joined investigation. State counsel further informs that custodial interrogation of the petitioner is not required.

5. In view of the aforesaid facts and the reasons recorded in the order dated 16.10.2023 and keeping in view the fact that the petitioner has joined investigation, his custodial interrogation is not required by the Investigating Agency, the present petition is allowed and the order dated 16.10.2023 granting interim bail to the petitioner is made absolute, subject to the conditions laid down in Section 438(2) Cr.P.C.

21.03.2024

Janki

(HARPREET KAUR JEEWAN)
JUDGE

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