

CRM-M-52992-2023 (O&M) 2023:PHHC: 020243 - 1 -

213 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-52992-2023 (O&M)
DATE OF DECISION : 13.02.2024

YOGESH KUMAR .. PETITIONER

V/S

STATE OF PUNJAB AND ANOTHER ... RESPONDENTS

CORAM: HON'BLE MS. JUSTICE HARPREET KAUR JEEWAN

Present: Mr. Vinod Pundir, Advocate for
Mr. Ritesh Pandey, Advocate for the petitioner.

Mr. Adesh Pal Singh, A.A.G., Punjab.

* * * *

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.69 dated 20.08.2023 registered at Police Station Qila Lal Singh, District Batala, under Section 498-A IPC.

2. On 18.10.2023 following order was passed by the Co-ordinate Bench:

“xxxx Learned counsel for the petitioner, inter-alia, contends that the petitioner has been got falsely implicated in the criminal case under reference because the complainant herself is a short-tempered lady and she used to pick-up the quarrel over trivial matters and in fact, the petitioner had never ever subjected her 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 is also not involved in any other criminal case.

Notice of motion.

Mr. Virat Rana, learned Assistant Advocate General Punjab, 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 and he accepts the notice and seeks some time to get proper and complete instructions in the present matter from the quarter concerned and if deemed necessary, then to file the Status-Report also.

Adjourned to 13.02.2024.

Meanwhile, the petitioner shall join in the investigation on 03.11.2023 at 10.00 A.M. 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. xxx.”

3. Learned counsel for the petitioner contends that the petitioner has joined the investigation in compliance of the said order.

4. Learned counsel for the respondent-State confirms that the petitioner has joined the investigation and his custodial interrogation is not required anymore.

5. In view of the aforesaid reasons and the reasons recorded in the order dated 18.10.2023 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 18.10.2023 granting interim bail to the petitioner is made absolute, subject to the conditions laid down in Section 438(2) Cr.P.C.

13.02.2024

Janki

(HARPREET KAUR JEEWAN)
JUDGE

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