

**IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH**

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2024:PHHC:034109
CRM-M-63657-2023
Date of decision: March 11th, 2024

Amritpal Singh
.....Petitioner

Versus

State of Punjab
.....Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present: Mr. H.P.S. Ghuman, Advocate
for the petitioner.

Mr. Navdeep Singh, Deputy Advocate General, Punjab.

MANJARI NEHRU KAUL, J. (ORAL)

Petitioner is seeking the concession of anticipatory bail under Section 438 of the Cr.P.C. in case FIR No.148 dated 31.05.2022 under Sections 457, 380, 411 of the Indian Penal Code, 1860, registered at Police Station Patran, Tehsil Patran, District Patiala.

2. Vide order dated 18.12.2023, the petitioner had been granted interim anticipatory bail with direction to join investigation and the relevant part of the said order reads as under:-

“Learned counsel for the petitioner inter alia contends that the falsity of the allegations levelled in the FIR in question is evident from the fact that it was highly improbable that after committing theft of the truck batteries, the petitioner would have managed to flee with as many as six of these batteries on his Activa scooter. It has been further submitted that the petitioner has no criminal antecedents, which further lends credence to a false and fabricated case having been planted upon him.”

3. Learned counsel for the petitioner submits that in compliance of order dated 18.12.2023, the petitioner has joined investigation and cooperated with the investigating agency.
4. Learned State counsel, on instructions from HC Gurdeep 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. In view of the above, the petition is allowed and interim order dated 18.12.2023 is made absolute subject to the conditions laid down in Section 438(2) Cr.P.C.

March 11th, 2024
Puneet

(MANJARI NEHRU KAUL)
JUDGE

Whether speaking/reasoned : Yes

Whether reportable : No