

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

239

CRM-M-65129-2023
Decided on: 18.01.2024

Balwinder Singh ...Petitioner

Versus

State of Punjab and others ...Respondent

CORAM: HON'BLE MR. JUSTICE ANOOP CHITKARA

Present: Mr. T.P.S. Tung, Advocate for the petitioner.

Mr. Shiva Khurmi, AAG, Punjab.

ANOOP CHITKARA, J.

FIR No.	Dated	Police Station	Sections
171	11.11.2023	City Batala, Police District Batala	7 of Prevention of corruption Act 1988

1. The petitioner apprehending arrest in the FIR captioned above, had come up before this Court under Section 438 CrPC seeking anticipatory bail by filing the present petition.
2. Vide order dated 08.01.2024, the petitioner was granted interim bail, which is continuing till date.
3. Petitioner’s counsel submits that they have voluntarily complied with the order dated 08.01.2024.
4. Counsel for the State does not dispute the above said contention, but opposes the bail and seeks further investigation of the petitioner.
5. The petitioner was granted interim protection, and during the interregnum, there is no allegation that he had intimidated the witnesses or that he had hampered the investigation, or despite being called to join the investigation, he did not appear before the investigator. Given the nature of allegations, amount involved and the fact that petitioner has joined the investigation, there would be no justification to discontinue the interim protection, and the same is made absolute subject to the petitioner complying with the terms of the bail order.
6. The petitioner shall join the investigation as and when called by the Investigating Officer or any Superior Officer; and shall cooperate with the investigation at all further stages as required. In the event of failure to do so, it will be open for the prosecution to seek cancellation of the bail. Whenever the investigation occurs within the police

premises, the petitioner shall not be called before 8 AM, let off before 6 PM, and shall not be subjected to third-degree, indecent language, inhuman treatment, etc.

7. Given above, petition is allowed and interim order dated 08.01.2024 is made absolute. Pending applications, if any, stand disposed of.

(ANOOP CHITKARA)
JUDGE

18.01.2024
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Whether speaking/reasoned: Yes
Whether reportable: No.