

Lakhwinder Singh Vs State of Punjab

BA CIS No. 1818 of 2021

CNR No. PBH001-005047-2021

Present: Sh. N.S Maan advocate, for applicant-accused
Sh. Gurpreet Singh, Additional PP for the State.

Perusal of file reveals that vide order dated 6.8.2021 the applicant-accused was granted interim bail in case bearing FIR No. 323,325,295-A,34 of IPC, Police Station Tanda, Distt. Hoshiarpur. SI Baljinder Singh No. 1674/Btl, of P.S Tanda, Distt. Hoshiarpur has appeared alongwith record and he suffered statement to the effect that applicant-accused Lakhwinder Singh has joined the investigation in this case on 8.8.2021, but he has not got recovered the money allegedly snatched by him from the complainant at the time of occurrence.

Perusal of zimmies in the police file shows that accused Lakhwinder Singh got recovered baseball and has stated that Rs, 5000/- recovered and used for taking liquor etc. therefore, recovery of money is not possible. The police can make an addition of offence under the provisions of law for that purpose and the custodial interrogation of the applicant-accused is not required in the given situation. Moreover, the I.O has not requested for custodial interrogation of the accused. Therefore, nothing is to be recovered from the accused. Since the applicant-accused has already joined the investigation and has been released on interim bail, the present bail application is allowed and the order dated 6.8.2021 passed by this court is made absolute subject to the conditions that:-

- a) The applicant-accused will join the investigation, as and when called by the I.O.
- b) The applicant-accused will not tamper with the prosecution evidence.
- c) The applicant-accused will not leave the country without the prior permission of the Trial Court.

File be consigned to record room.

Announced in open Court:
Dated: 16.08.2021.

Kulvinder Singh JW

(Dr. Gopal Arora),
Additional Sessions Judge, Hoshiarpur.
(UID No.PB-0194).