

FIR no. 66 dated 20.04.2019
U/S 457, 380 IPC
PS Sadar Patti , Tarn Taran.

Present : Sh HPS Raria, Adv counsel for the accused-applicant.
Sh Charanjit Singh, Addl. PP for the State.

Today ASI Gurcharan Singh has come present along with record and suffered a statement to the effect that accused-applicant Pargat Singh has joined the investigation on 28.04.2019 and he is no more required for further investigation.

Heard on the present application moved under section 438 Cr.PC. It is contended by counsel for the applicant that nothing is to be recovered from the applicant as he has already joined the investigation with police. Thus, the present bail application be allowed.

On the other hand, learned state's counsel has contended that in view of the seriousness of the offence so committed by the applicant, he does not deserve any kind of leniency as such, the bail application be dismissed.

After giving my thoughtful consideration to rival submissions and on careful perusal of the averments put in the application, contents of the FIR, statement so got recorded by ASI Gurcharan Singh coupled with the due assistance rendered, the court finds merit in the submissions of learned counsel of the applicant. Also, keeping in view of the observation made by the constitutional bench of Hon'ble Apex court in ratio-deciding **Gurbax Singh Sibia Vs State of Punjab, 1980 (2) Supreme Court cases 565**, the interim bail granted to the applicant vide order dated 24.04.2019, is, hereby confirmed and made absolute subject to compliance of provisions as envisaged under section 438 Cr.PC. Papers be consigned to the record room.

Announced
30.04.2019

Aman Dhiman
Stenographer Gr.III

(Bishan Saroop)
Addl. Sessions Judge
Tarn Taran