

Bhupesh Kumar and others Versus State
BA No. 1429-2021

FIR No. 74 dated 26.03.2021
U/s 380,420,467,468,471,120-B IPC
Police Station Tripuri Patiala.

Present: Sh. Umesh Sharma, Advocate for bail applicants
Sh. Charanjit Bhullar, Addl. PP for State

During the course of arguments, SI Sahib Singh No. 2181, PS Tripuri, Patiala suffered a statement in the Court that the accused mentioned in the bail application have joined the investigation in the present FIR on 17.05.2021 as per the directions issued vide order dated 12.05.2021 passed by this court. He has further stated that the abovesaid accused are not cooperating regarding third cheque in their possession. However, it is pertinent to mention that the bail applicants have already filed criminal complaints under Section 138 of Negotiable Instruments Act on the basis of cheque in their possession. Under the garb of investigation they cannot be made to suffer so as to state about a cheque they claim no knowledge. Even otherwise, the right of the accused for grant of bail cannot be declined in light of the fact mentioned above. Since, the accused have joined the investigation on 17.05.2021 and as per opinion of this Court, their custodial interrogation is not required. As such, the order dated 12.05.2021 passed by this court, is made absolute. In case the applicants misuse the concession of bail by absenting from the proceedings, the trial Court shall be at liberty to cancel this bail order. File be consigned to the Record Room.

Date of order: 24.05.2021
Rakesh Mittal
stenographer-I

Amandeep Kaur
Addl. Sessions Judge
Patiala
UID NO. PB00207