

Punjab-Haryana High Court

Ved Vyas vs State Of Punjab on 16 April, 2009

IN THE HIGH COURT OF PUNJAB AND HARYANA AT  
CHANDIGARH

Crl. Misc No. M-34204 of 2008

Date of decision : 16.04.2009

Ved Vyas

....Petitioner

V/s

State of Punjab

....Respondent.

BEFORE : HON'BLE MR. JUSTICE RAJAN GUPTA Present: Mr. Nakul Sharma, Advocate for the petitioner.

Mr. Shailesh Gupta, DAG Punjab.

RAJAN GUPTA J. (ORAL) Pursuant to order dated 20.03.2009, passed by this Court, an affidavit of Senior Superintendent of Police, Jalandhar has been filed which is taken on record.

Learned counsel for the State submits that investigation of the case is at present is pending with the Superintendent of Police (Crime). According to the counsel, Additional DGP, Crime, Punjab Annexure P-2 has directed the said officer to conduct the investigation. Thus, for all intents and purposes, Superintendent of Police (Crime) is investigating officer of the case now. Learned counsel for the State further submits that the contents of the earlier affidavit filed by the investigating officer were incorrect for which an unconditional apology has been tendered by Senior Superintendent of Police, Jalandhar in the affidavit aforesaid.

In view of the submission made by learned counsel for the State no further action is called for as regards the investigation.

As regards the query of the Court regarding delay in investigation, the FIR being of year 2005, learned counsel for the State submits that investigation of the case shall be completed expeditiously and positively within three months.

As regards prayer for anticipatory bail, learned counsel for the State, on instructions from S.I. Harvinder Singh, who is present in Court submits that pursuant to order dated 24.12.2008, passed by this Court, petitioner has already joined the investigation and is not required for custodial interrogation.

In view of the statement made by learned counsel for the State, order dated 24.12.2008 granting ad-interim anticipatory bail to the petitioner is hereby made absolute, subject to the conditions as envisaged under Section 438(2) Cr.P.C.

16.04.2009  
Ajay

(RAJAN GUPTA)  
JUDGE