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**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

CRM-M-21169 of 2015

Date of decision: August 20, 2015

Avtar Singh

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MRS. JUSTICE SABINA

Present: Mr. Munish Kumar, Advocate
for the petitioner.

Mr. R.P.S. Sidhu, AAG Punjab.

SABINA, J

Petitioner has filed this petition under Section 438 of the Code of Criminal Procedure, 1973 seeking anticipatory bail in FIR No.47 dated 20.03.2015, under Sections 323, 325, 341, 379, 148, 149, of Indian Penal Code, 1860, registered at Police Station Division Garshankar, District Hoshiarpur.

While issuing, notice of motion, following order was passed by this Court on 03.07.2015:-

“Learned counsel for the petitioner states that civil litigation in respect of 22 kanals 19 marlas of land is pending inter se the parties. Initially offence under Section 308 IPC was added, but later on the same along with offence under Sections 148/ 149 IPC was deleted on 25.5.2015. Accused Jasbir Singh and Harbhajan Kaur also received injuries and the FIR is conspicuously silent about the injuries received by the accused side and in this way origin and genesis of the occurrence stand suppressed . Co-accused Ujjal Singh and Harbhajan Kaur have been found innocent during

course of investigation. All offences except offence under Section 379 IPC are bailable. According to learned counsel, ingredients of Section 379 IPC are not attracted.

Notice of motion for 20.8.2015.

Meanwhile, in the event of arrest, petitioner shall be admitted to interim bail, subject to the satisfaction of the Arresting Officer. However, petitioner shall abide by the conditions incorporated under Section 438(2) Cr.P.C.”

Learned State counsel who is assisted by Head Constable Satnam Singh has submitted that petitioner has joined investigation.

Accordingly, the interim bail granted by this Court to the petitioner vide order dated 03.07.2015, is made absolute.

Petition stands disposed of accordingly.

**(SABINA)
JUDGE**

August 20, 2015
mahavir