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

CRM-M-24182 of 2015

Date of decision: September 03, 2015

Balwinder Singh

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MRS. JUSTICE SABINA

Present: Mr. Navjinder S. Sidhu, 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 cross case as Rapat No.23 dated 19.05.2015, under Sections 323, 324, 34 of Indian Penal Code, 1860 ('IPC' for short) (Section 326 IPC added later on), registered at Police Station Purana Shalley, District Gurdaspur.

While issuing notice of motion, following order was passed by this Court on 27.07.2015:-

“Learned counsel for the petitioner contends that it is a case of version and cross version. Learned counsel further contends that earlier the petitioner and his brother were released on bail for the offence under Sections 324, 323 and 34 IPC. During investigation, Section 326 IPC has been added to make out the offence non-bailable. He further contends that since the petitioner has already joined the investigation, custodial interrogation is not required.

Notice of motion to the Advocate General, Punjab,

for 03.09.2015.

Meanwhile, in the event of arrest, the petitioner shall be admitted to interim bail on his furnishing personal and surety bonds to the satisfaction of Arresting/Investigating Officer. The petitioner shall, however, join investigation as and when called for and he will also abide by the conditions as specified under Section 438(2) Cr.P.C.”

Learned State counsel who is assisted by Assistant Sub Inspector Bachan Lal has submitted that petitioner has joined investigation and is not required for further investigation.

Accordingly, interim bail granted to the petitioner by this Court vide order dated 27.07.2015, is made absolute.

Petition stands disposed of accordingly.

**(SABINA)
JUDGE**

September 03, 2015
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