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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-24228 of 2015

Date of decision: September 21, 2015

Ashwani Kumar

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MRS. JUSTICE SABINA

Present: Mr. Naveen Sharma, 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.71 dated 28.06.2015, under Sections 323, 452, 506, 34 of Indian Penal Code, 1860, registered at Police Station Talwara/Mushera Fery, District Hoshiarpur.

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

"Heard.

Learned counsel for the petitioner submits that except the offence punishable under Section 452 IPC, the remaining offences are bailable. The FIR is the result of enmity as earlier a complaint was filed by Mamta, sister of present petitioner against the complainant.

Notice of motion for 21.09.2015.

In the meanwhile, the petitioner is directed to surrender before the police and join investigation. In the event of his arrest being required, he shall be released on interim bail till the next date, subject to his furnishing bonds to the satisfaction of Arresting Officer. However, he shall abide by the terms and conditions as envisaged under Section 438(2)(i) to (iv) Cr.P.C., failing which he shall lose the benefit of anticipatory bail allowed to him."

Learned State counsel who is assisted by Assistant Superintendent of Police Tarsem Singh 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 21, 2015
mahavir