

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

CRM-M-44391-2014 (O&M)
Date of decision : 16.01.2015

Malkiat Singh @ Toosh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present: Mr. N.S. Lucky, Advocate for the petitioner.

Ms. Harsimrat Rai, DAG, Punjab,
assisted by ASI Charan Singh.

JITENDRA CHAUHAN, J. (Oral)

The present petition under Section 438 of the Code of Criminal Procedure (for short, 'the Cr.P.C.'), has been filed seeking pre-arrest bail in FIR No.101 dated 25.10.2014, registered under Sections 307, 324, 323, 341, 120-B, 148, 149 of the Indian Penal Code and Section 25 of the Arms Act, at Police Station Tappa Mandi, Distt. Barnala.

It is contended that the petitioner has been falsely implicated in the present case being friend of co-accused, Jasvir Singh and Jagmail Singh @ Sira. No injury has been attributed to the petitioner. The petitioner has joined the investigation in terms of the order passed by this Court on 24.12.2014.

The learned State counsel, on instructions, submits that in pursuance of the order passed by this Court, the petitioner has joined the investigation and he is not required for custodial interrogation.

In view of the above, without expressing any opinion on the merits of the case, the interim bail granted by this Court vide order dated 24.12.2014, is made absolute, subject to the conditions contained in Section 438(2) Cr.P.C.

The petition stands allowed.

16.01.2015

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(JITENDRA CHAUHAN)
JUDGE.