

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

CRM No.M-5792 of 2015 (O&M)

Date of decision: 08.04.2015

Roshan Lal

... Petitioner

Vs.

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE TEJINDER SINGH DHINDSA.

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

Mr. Nikhil K. Chopra, AAG, Punjab.

.....

TEJINDER SINGH DHINDSA, J.

This order shall dispose of the present petition filed under Section 438 Cr.P.C. seeking directions to the trial Court/Illaq Magistrate to release the petitioner on bail in the event of his arrest in case FIR No.264, dated 24.11.2014 under Sections 323/324/148/149 IPC registered at Police Station Guruharsahai, District Ferozepur and offence under Sections 308/325 IPC added later on.

On 21.02.2015, while issuing notice of motion, the following order was passed by this Court:

“It is claimed that the petitioner had been granted concession of regular bail but on addition of offence under Sections 325 and 308 IPC on the basis of the injury attributed to co-accused of the petitioner, namely, Ramandeep, an apprehension has arisen for arrest in the same case.

Since petitioner is not attributed the injuries attracting Sections 325 and 308 IPC, notice of motion for April 8, 2015.

Meanwhile, an interim direction is issued that the petitioner will join investigation as and when required by the investigating agency in added offences under Sections 325 and 308 IPC, and in case of his doing so, he will be released on interim bail to the satisfaction of the arresting officer.”

Learned State counsel upon instructions from ASI Pipal Singh would apprise the Court that the petitioner has since joined investigation.

Under such circumstances, custodial interrogation of the petitioner would not be warranted.

Petition is allowed. Order dated 21.02.2015 passed by this Court is made absolute.

Disposed of.

08.04.2015

harjeet

(TEJINDER SINGH DHINDSA)
JUDGE