

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

CRM-M-10709 of 2016
Date of decision : 13.07.2016

Balwinder Singh

...Petitioner (s)

Versus

State of Punjab

...Respondent (s)

CORAM: HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present: Mr. Ashok Giri, Advocate for the petitioner (s).

Mr. Mehardeep Singh, Addl. AG, Punjab
assisted by HC Paramjit Singh.

JITENDRA CHAUHAN, J. (Oral)

By filing the present petition under Section 438 of the Code of Criminal Procedure, the petitioner has sought anticipatory bail in a case FIR No.24, dated 26.02.2016, registered under Section 379 of the Indian Penal Code (IPC) and Sections 21(1) and 4(1A) of the Mines and Mineral (Regulation and Development) Act, at Police Station Kurali, District SAS Nagar Mohali.

The learned counsel for the petitioner contends that in pursuance of the order dated 30.03.2016, the petitioner has joined the investigation. He further states that the petitioner was not apprehended on the spot and even otherwise the recovery of a tractor and trolley loaded with sand already stands effected.

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 30.03.2016, is made absolute, subject to the conditions contained in Section 438(2) Cr.P.C.

The petition stands allowed.

13.07.2016

ashok

(JITENDRA CHAUHAN)
JUDGE