

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

CRM-M -14098 of 2016 (O&M)

Date of decision: 05.09.2016

Jaswinder Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR.JUSTICE JITENDRA CHAUHAN

Present: Mr. Bipan Ghai, Sr. Advocate with
Mr. Paras Talwar, Advocate
for the petitioner.

Mr. Harsimrat Rai, DAG, Punjab
assisted by ASI Jagtar Singh.

Mr. Anupam Gupta, Sr. Advocate with
Mr. G.S. Nahel, Advocate and
Mr. R.S. Sidhu, Advocate for the complainant.

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 FIR No.10, dated 16.02.2016, registered under Sections 406, 408, 420 and 120-B IPC, at Police Station Cheema, District Sangrur.

On 27.04.2016, this Court had passed the following order:-

“Counsel would place reliance upon the order dated 11.4.2016, passed by this Court in CRM No. M-8603 of 2016 to contend that the main accused i.e. Jaivinder Singh

has been granted ad interim protection as regards arrest.

Notice of motion, returnable for 23.5.2016.

To be listed along with CRM No. M-8603 of 2016.

In the meanwhile, petitioner is directed to join investigation.

In the event of arrest, the petitioner shall be released on interim bail subject to the satisfaction of the Arresting Officer/Investigating Officer. The petitioner shall join investigation as and when called upon to do so and he shall remain bound by the conditions envisaged under Section 438 (2) Cr.P.C.”

It is contended that in pursuance of the order dated 27.04.2016, the petitioner has joined the investigation.

The learned State counsel, on instructions, submits that 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 27.04.2016, is made absolute, subject to the conditions contained in Section 438(2) Cr.P.C.

The petition stands allowed.

05.09.2016

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(JITENDRA CHAUHAN)
JUDGE

Whether speaking/reasoned : Yes No

Whether Reportable: Yes No