

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

CRM-M -17990 of 2016 (O&M)
Date of decision: 21.11.2016

Jagtar Singh @ Tar

...Petitioner

Versus

State of Punjab and another

...Respondents

CORAM: HON'BLE MR.JUSTICE JITENDRA CHAUHAN

Present: Mr. A.S. Barnala, Advocate for the petitioner(s).

Ms. Harsimrat Rai, DAG, Punjab
assisted by HC Jawinder Singh.

None for respondent No.2 despite service.

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.31 dated 04.06.2015, registered under Sections 323, 355, 506, 148 read with Section 149 of IPC and Section 3(1) (X) of the Scheduled Castes & Scheduled Tribes (Prevention of Atrocities) Act, 1989, at Police Station Mehal Kalan, District Barnala.

On 23.05.2016, this Court had passed the following order:-

“Petitioner apprehends arrest in a case registered at the instance of Gurjant Singh alleging that co-accused of the petitioner Nirmal Singh had used derogatory words

against the caste of the complainant while he was accompanied by the petitioner.

Heard. A perusal of the record indicates that the petitioner was not even alleged to be with main accused Nirmal Singh.

Notice to the Advocate General, Punjab, for 11.8.2016.

Meanwhile, an interim direction is issued that in case of arrest of the petitioner, he shall be released on interim bail to the satisfaction of the arresting officer.”

It is contended that in pursuance of the order dated 23.05.2016, 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 23.05.2016, is made absolute, subject to furnishing bail bonds/surety bonds to the satisfaction of learned Chief Judicial Magistrate/Duty Magistrate, concerned.

The petition stands allowed.

21.11.2016

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(JITENDRA CHAUHAN)
JUDGE

Whether speaking/reasoned : Yes No

Whether Reportable: Yes No