

CRM-M-18032-2016

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

CRM-M-18032-2016

Date of Decision:17.08.2016

Jaimal Singh

... Petitioner(s)

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Jitender Singh Dadwal, Advocate,
for the petitioner.

Ms. Shivali, Assistant Advocate General, Punjab.

INDERJIT SINGH, J. (Oral)

Petitioner has filed this petition under Section 438 of the Code of Criminal Procedure, 1973 (for brevity, 'Cr.P.C.') for grant of anticipatory bail in case FIR No.295 dated 04.10.2014, registered at Police Station Jandiala Guru, Amritsar, under Sections 353 and 186 of the Indian Penal Code.

Notice of motion has been issued in this case.

Ms. Shivali, learned Assistant Advocate General, Punjab has put in appearance on behalf of the respondent-State and contested this petition.

I have heard learned counsel for the petitioner and learned

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State counsel and have gone through the record.

Learned counsel for the petitioner has argued that complainant-Prabhjot Kaur is working as an *Anganwari* worker and the petitioner-accused along with co-accused Bakhtaur Singh used to abuse her and on 18.07.2014, both are alleged to have come to her school and obstructed her in discharge of her official duties.

In pursuance of the interim order dated 23.05.2016 passed by this Court, the petitioner has already joined the investigation and is not required for custodial interrogation. Now nothing is to be recovered from the petitioner.

Keeping in view the facts and circumstances of the present case; without discussing the facts of the case in minute details and without expressing any opinion on the merits of the case and no useful purpose will be served by sending the petitioner to custody, I find merit in this petition and the same is allowed. The order dated 23.05.2016, granting interim bail to the petitioner, is made absolute. However, the petitioner shall join the investigation as and when called upon to do so and shall abide by the conditions of Section 438 (2) Cr.P.C.

17.08.2016

parveen kumar

(INDERJIT SINGH)
JUDGE

Note:	Whether speaking/reasoned	:	Yes
	Whether reportable	:	No