

CRM-M No.19047 of 2016
Date of decision: August 24, 2016

Sudagar Singh @ Saudagar Singh **...Petitioner**

Versus

State of Punjab **...Respondent**

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

Present: Ms. Jasneet Mehta, Advocate
for the petitioner.

Mr. P.S. Paul, DAG, Punjab assisted by
ASI Jaspal Singh.

JASPAL SINGH, J.(ORAL)

This is a petition under Section 438 of Code of Criminal Procedure preferred by Sudagar Singh @ Saudagar Singh, feeling apprehension of his arrest in case FIR No.147 dated 02.09.2015, under Sections 20 Mines and Minerals Act, 1957 and Section 379 of IPC, registered at Police Station Meharban, District Ludhiana.

While issuing notice of motion by this Court on May 28, 2016, the following order was passed:-

“Petitioner is alleged to have committed theft of miner minerals. His application for pre-arrest bail has been dismissed by the Sessions Court, inter-alai on the ground that he failed to join and cooperate in the investigation.

*Notice to Advocate General, Punjab, for
August 16, 2016.*

Meanwhile, an interim direction is issued that the petitioner will join investigation on June 11, 2016, June 25, 2016 and July 16, 2016 between 10.00 a.m. to 4.00 p.m. and in case of his doing so, he will be released on interim bail to the satisfaction of the arresting officer.

For report regarding petitioner having joined investigation, to come up on the date fixed.

This order will not, in any manner, prejudice the rights of the investigating agency to effect recoveries, in accordance with law”.

On instructions from ASI Jaspal Singh, P.S. Meharban, District Ludhiana, learned State counsel submits that petitioner has already joined the investigation on June 11, 2016 in compliance of the order dated May 28, 2016 and is no more required for further interrogation.

Taking into consideration all the above referred aspects of the case, order dated May 28, 2016, is made absolute, subject to the conditions, as envisaged under section 438(2) Cr.P.C.

August 24, 2016
m. sharma

(JASPAL SINGH)
JUDGE

Whether Speaking/Reasoned

Yes/No

Whether Reportable

Yes/No