

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

CRM-M -19812 of 2016 (O&M)
Date of decision: 25.10.2016

Anshul Kalyan

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR.JUSTICE JITENDRA CHAUHAN

Present: None for the petitioner.

Ms. Harsimrat Rai, DAG, Punjab
assisted by HC Chain 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 FIR No.62 dated 13.04.2016, registered under Sections 324, 323, 341 and 326 of IPC, at Police Station Division No.2, District Jalandhar.

On 02.06.2016, this Court had passed the following order:-

“The present petition has been filed under Section 438 Cr.P.C.seeking concession of pre-arrest bail to the petitioner in case FIR No.62 dated 13.04.2016, under Sections 324/323/341/326 IPC (Section 326 IPC has been added later on), registered at Police Station Division No.2, District Jalandhar.

Counsel would submit that after registration of the FIR, a compromise has been effected with the complainant party and on the strength of which even a quashing petition

under Section 482 Cr.P.C. i.e. CRM No.M-19117 of 2016 has been filed before this Court and in which notice of motion has been issued for 16.09.2016.

Notice of motion, returnable for 16.09.2016.

To be listed along with CRM No.M-19117 of 2016.

At this stage, Mr. Amit Kohar, Advocate, who is present in Court, puts in appearance on behalf of the complainant and concedes as regards the compromise having been effected.

In the meanwhile, petitioner is directed to appear before Investigating Officer and to join investigation.

In the event of arrest, the petitioner shall be released on interim bail subject to the satisfaction of the Arresting/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.”

There is no assistance on behalf of the petitioner.

The learned State counsel, on instructions submits that in pursuance of the order dated 02.06.2016, 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 02.06.2016, 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.

25.10.2016
sumit.k

(JITENDRA CHAUHAN)
JUDGE

Whether speaking/reasoned :	Yes	No
Whether Reportable:	Yes	No