

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

CRM-M -21689 of 2016 (O&M)
Date of decision: 29.09.2016

Dharamjit Singh @ Dharma

...Petitioner

Versus

State of Punjab and another

...Respondents

CORAM: HON'BLE MR.JUSTICE JITENDRA CHAUHAN

Present: Mr. Sunil Agnihotri, Advocate for the petitioner.

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

Mr. Anuj Thakur, Advocate for respondent No.2.

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.69 dated 24.04.2016, registered under Sections 323, 324, 325, 326 read with Section 34 IPC, at Police Station Tanda, District Hoshiarpur.

On 23.06.2016, this Court had passed the following order:-

“The petitioners seek pre-arrest bail in case FIR No.69 dated 24.04.2016 under Sections 323, 324, 325, 326 read with Section 34 IPC, Police Station Tanda, District Hoshiarpur.

Learned counsel for the petitioner(s) states that the matter has been compromised between the parties and a petition for quashing of the FIR bearing CRM-M

No.17911 of 2016 has already been filed. The same is now listed for 16.09.2016 and the parties have been directed to appear before the Illaqua Magistrate for recording their statements.

Notice of motion for 16.09.2016.

In the event of arrest, the petitioners shall be released on interim anticipatory bail to the satisfaction of the Arresting/ Investigating Officer, subject to the condition provided under 438(2) Cr.P.C. The petitioners are also directed to join the investigation and cooperate with the Investigating Agency, as and when required.

To be heard along with CRM-M No.17911 of 2016.

A photocopy of this order be placed on the file of connected case.”

It is contended that in pursuance of the order dated 23.06.2016, 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 23.06.2016, 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.

29.09.2016

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(JITENDRA CHAUHAN)
JUDGE

Whether speaking/reasoned : Yes No

Whether Reportable: Yes No