

IN THE HIGH COURT OF PUNJAB AND HARYANA

AT CHANDIGARH

Criminal Misc. No. M-23105 of 2016

Date of Decision: 01.09.2016

Tony

...Petitioner(s)

Versus

State of Punjab

...Respondent(s)

CORAM:- HON'BLE MR. JUSTICE HARI PAL VERMA

Present:- Mr. Nakul Sharma, Advocate
for the petitioner.

Mr. Gurinderjit Singh, DAG, Punjab.

Ms. Gurjeet Kaur, Advocate
for the complainant.

HARI PAL VERMA J.(Oral)

Prayer in the present petition filed under Section 438 of the Code of Criminal Procedure, 1973 is for grant of anticipatory bail to the petitioner in a cross-case registered under Sections 307/326/324/148/149 IPC recorded on the statement of complainant Rohit @ Rishu in case FIR No.36 dated 23.3.2016 under Sections 302/307/324/323/148/149 IPC read with Section 25 of the Arms Act registered at Police Station Mamdot, District Ferozepur.

Vide order dated 14.7.2016, this Court while issuing notice of motion for today, has granted interim bail to the petitioner subject to his

joining investigation and complying with the conditions under Section 438(2) CrPC.

Learned counsel for the petitioner contends that pursuant to order dated 14.7.2016 of this Court, the petitioner has joined investigation.

Learned State counsel, on instructions from ASI Pawan Kumar, does not dispute the aforesaid fact and further submits that the custodial interrogation of the petitioner is no more required at this stage.

I have heard learned counsel for the parties.

In view of order passed today in CRM-M-21934-2016 *Vijay Kumar & anr. v. State of Punjab*, and taking into consideration the stand of learned State counsel that the petitioner has joined investigation and his custodial interrogation is no more required, the present petition is allowed and the interim order dated 14.7.2016 is made absolute.

However, the petitioner shall join the investigation as and when directed by the investigating agency and shall abide by the terms and conditions laid down under Section 438(2) Cr.P.C.

September 01, 2016
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(HARI PAL VERMA)
JUDGE

Whether speaking / reasoned?

Yes / No

Whether reportable?

Yes / No