

CRM-M-2404 of 2016

[1]

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

Sr. No. 201-A

CRM-M-2404 of 2016

Date of decision: July 21, 2016

Surinder Singh

.... Petitioner

Versus

State of Punjab

.... Respondent

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

Present: Mr. Manoj Kumar Sharma, Advocate,
for the petitioner.

Mr. RPS Sidhu, AAG, Punjab.

Mr. R.K. Handa, Advocate,
for the complainant.

JASPAL SINGH, J

This is a petition preferred by the petitioner under Section 438 Cr.P.C. seeking pre-arrest bail in case FIR No. 2, dated January 01, 2016, under Sections 419, 420, 465, 467, 468, 471 & 120-B IPC, registered at Police Station NRI, District Hoshiarpur (Annexure P-5).

While issuing notice of motion, following order was passed by a coordinate Bench of this Court on January 22, 2016:-

“Counsel would, inter alia, contend that main accused Mukhtiar Singh has already been granted ad interim protection as

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regards arrest by this Court in terms of the order dated 21.01.2016 in CRM No. M-2260 of 2016.

Notice of motion, returnable for 07.04.2016.

To be listed along with CRM No. M-2260 of 2016.

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.”

On instructions from ASI Balwinder Singh, learned State counsel has submitted that in compliance of order dated January 22, 2016, petitioner has joined the investigation and even subsequent thereto in compliance of order dated April 07, 2016, petitioner has already appeared before the learned Jurisdictional Magistrate on April 25, 2016 and has given his specimen handwriting & signatures for comparison purpose.

Since the petitioner has already joined the investigation and has complied with the orders dated January 22, 2016 & April 07, 2016 by way of giving his specimen handwriting & signatures for the purpose of comparison and is no more required for further investigation.

Taking into consideration the above facts of the case, interim order dated January 22, 2016 is made absolute, subject to the conditions, as envisaged under Section 438(2) Cr.P.C.

July 21, 2016

Sham/Ankur

**(JASPAL SINGH)
JUDGE**