

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

CRM-M -26091 of 2016 (O&M)
Date of decision: 04.11.2016

Gurbachan @ Bachna

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR.JUSTICE JITENDRA CHAUHAN

Present: Mr. A.S. Khinda, Advocate for the petitioner.

Ms. Harsimrat Rai, DAG, Punjab
assisted by HC Daljit 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.30 dated 11.04.2016, registered under Sections 457, 380 and 411 of IPC, at Police Station Begowal, District Kapurthala.

On 08.09.2016, this Court had passed the following order:-

“Contends that the petitioner is a resident of the same village. There is a delay of six days in lodging the FIR.

The petitioner is allowed to join the investigation.

Post again on 04.11.2016.

Meanwhile, in the event of arrest of the petitioner by the Arresting Officer, he shall be released on interim bail subject to the following conditions:-

- 1. That he shall make himself available for interrogation by a police officer as and when required;
- 2. That he shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the Court or to any police officer and;
- 3. That he shall not leave India without previous permission of the Court.”

It is contended that in pursuance of the order dated 08.09.2016, 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 08.09.2016, 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.

04.11.2016
sumit.k

(JITENDRA CHAUHAN)
JUDGE

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