

CRM-M No.28170 of 2016 (O&M)

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

CRM-M No.28170 of 2016 (O&M)

Date of Decision : 29.09.2016

Mangal Singh

..... Petitioner

Versus

State of Punjab

..... Respondent

CORAM : HON'BLE MR. JUSTICE AJAY TEWARI

Present : Mr. B.S.Jaswal, Advocate
for the petitioner.

Ms. Amarjit Kaur Khurana, Addl. AG, Punjab.

AJAY TEWARI, J. (Oral)

This is a petition for grant of pre-arrest bail to the petitioner under Section 438 Cr.P.C. in case FIR No.47 dated 21.06.2016 registered under Sections 323/324/326/34 IPC at Police Station Mehta, District Amritsar.

On 05.09.2016 the following order was passed:-

“Counsel for the petitioner has argued that the petitioner had received four injuries and three persons from his side have been arrested while the police has not recorded the version of the petitioner.

Learned Addl. AG Punjab, on instructions from HC Jagjit Singh, states that MLR of the petitioner, Annexure P-2, is not with the IO and seeks one week time to enable the IO to examine its veracity.

Adjourned to 29.9.2016. Meanwhile, the petitioner is directed to appear before the Investigating Officer on 11.09.2016 or on any other day on which the Investigating

Officer requires his presence, and in the event of his arrest, the petitioner shall be released on anticipatory bail by the Investigating Officer to his satisfaction subject to the compliance of the provisions as contained in Section 438(2) of the Cr.P.C.”

Learned Additional Advocate General, on instructions from ASI Pal Singh accepts the fact that the petitioner has joined the investigation and is no more required for custodial interrogation.

In these circumstances, I do not deem it appropriate to deny anticipatory bail to the petitioner.

Resultantly, the petition is allowed. The interim order dated 05.09.2016 is made absolute subject to the conditions envisaged under Section 438(2) Cr.P.C.

Since the main case has been decided, the pending criminal miscellaneous application, if any, also stands disposed of.

29.09.2016
pooja sharma-I

(**AJAY TEWARI**)
JUDGE

Whether speaking/reasoned

Yes/No

Whether Reportable :

Yes/No