

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

Sr. No. 203

CRM NO. M-29640 of 2016

DECIDED ON: December 21, 2016

KRISHAN LAL DHINGRA

..PETITIONER

VERSUS

STATE OF HARYANA

...RESPONDENT

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

Present: Mr. Jai Vir Yadav, Advocate,
for the petitioner.

Ms. Harpreet Kaur, DAG, Haryana.

JASPAL SINGH, J. (ORAL)

By virtue of instant petition preferred under Section 438 Cr.P.C., petitioner has sought pre-arrest, feeling apprehension of his arrest, in case bearing FIR No. 80, dated February 25, 2016, under Sections 420, 423, 34 IPC, registered at Police Station Model Town, District Rewari, during pendency of trial.

At the time of issuance of notice of motion on August 26, 2016, following order was passed by this court:

“Notice of motion for 21.10.2016.

In the meanwhile, petitioner is directed to join the investigation. In the event of arrest, petitioner shall be released on prearrest bail at the satisfaction of the Arresting Officer/Investigating Officer subject to the conditions, as envisaged under Section 438(2) Cr.P.C.”

On instructions from A.S.I. Kabool Singh, Learned State counsel has submitted that in compliance of order dated August 26, 2016 petitioner

CRM NO. M-29640 of 2016

has already joined the investigation and he is no more required for further custodial investigation. Even otherwise, partition proceedings are pending in between the parties before the Revenue Court and Revenue Court is already seized of the matter.

Accordingly, order dated August 26, 2016 is made absolute and shall enure during the pendency of trial.

However, petitioner shall abide by all the terms and conditions as envisaged under Section 438(2) Cr.P.C.

Disposed of.

December 21, 2016

Ankur

**(JASPAL SINGH)
JUDGE**

Whether Speaking/Reasoned

Yes/No

Whether Reportable

Yes/No