

**202-A IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

CRM No.M-31664 of 2016

Date of decision: October 19, 2016

Ankit

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

Present: Mr. Vaibhav Narang, Advocate
for the petitioner.

Mr. R.P.S. Sidhu, AAG, Punjab
for the respondent-State.

JASPAL SINGH, J.(ORAL)

By virtue of the instant petition has been preferred under Section 438 of the Code of Criminal Procedure, petitioner has sought pre-arrest bail, feeling apprehension of his arrest, in case bearing FIR No.154, dated 12.07.2016, under Sections 323, 324, 34 IPC and Section 307 IPC (added subsequently), registered at Police Station Civil Lines Batala, District Batala.

At the time of issuance of notice of motion vide order dated 15th September, 2016, the following order was passed:-

“Notice of motion for 19.10.2016.

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

Learned State counsel on instructions from ASI Sukhwinder Singh, has fairly submitted that petitioner has already joined the investigation in compliance of the above referred order dated

15th September, 2016 and he is no more required for further interrogation/investigation. Even cancellation report has been prepared which is likely to be submitted in the Court of learned jurisdictional Magistrate shortly.

In view of the aforesaid facts, order dated 15th September, 2016 is made absolute, subject to the following conditions, as envisaged under section 438(2) Cr.P.C:

- 1. that the petitioner shall make himself available for interrogation by a police officer as and when required;*
- 2. that the petitioner 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;*
- 3. that the petitioner shall not leave India without the previous permission of the Court.*

This order shall enure during the pendency of the trial.

October 19, 2016
m. sharma

(JASPAL SINGH)
JUDGE

Whether Speaking/Reasoned

Yes/No

Whether Reportable

Yes/No