

**CRM-M-35389-2016**

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

**CRM-M-35389-2016**

**Date of Decision: 07.11.2016**

Charanjit Singh

... Petitioner

Versus

State of Punjab and others

... Respondents

**CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH**

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

Ms. Shivali, AAG, Punjab.

**INDERJIT SINGH, J.**

Petitioner, Charanjit Singh, has filed this petition under Section 438 Cr.P.C. for grant of anticipatory bail in case FIR No.110 dated 12.08.2016, registered at Police Station Kot-Ise-Khan, District Moga, under Sections 341, 355, 379, 323 and 34 IPC and Section 379-B IPC (added later on).

Notice of motion was issued. Learned State counsel put in appearance on behalf of the respondent-State and contested this petition.

I have heard learned counsel for the petitioner as well as learned State counsel and have gone through the record. Police record is also available.

**CRM-M-35389-2016**

Learned counsel for the petitioner submitted that as per the FIR, no offence under Section 379-B IPC is made out against the present petitioner as there is no allegation qua him of having snatched anything from the complainant.

In pursuance of the order dated 03.10.2016, the petitioner has already joined the investigation. He is now not required for custodial interrogation. Nothing is to be recovered from him. Therefore, no useful purpose will be served by sending him to custody.

Keeping in view the facts and circumstances of the present case; without discussing the facts of the case in minute details and without expressing any opinion on the merits of the case, I find merit in this petition and the same is allowed. The order dated 03.10.2016 passed by this Court, granting interim bail to the petitioner, is made absolute. However, the petitioner shall join the investigation as and when called upon to do so and shall abide by the conditions of Section 438 (2) Cr.P.C.

**07.11.2016**

parveen kumar

**(INDERJIT SINGH)  
JUDGE**

|                           |   |     |
|---------------------------|---|-----|
| Whether speaking/reasoned | : | Yes |
| Whether reportable        | : | No  |