

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

CRM-M -37533 of 2016 (O&M)
Date of decision: 21.12.2016

Nikhil

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR.JUSTICE JITENDRA CHAUHAN

Present: Mr. R.S. Bajaj, Advocate for the petitioner(s).

Ms. Harsimrat Rai, DAG, Punjab.
assisted by HC Ram 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.77 dated 14.05.2016, registered under Sections 323, 324, 452, 427, 148 read with Section 149 of IPC and Sections 25 & 27 of Arms Act, at Police Station Division No.3, District Jalandhar.

On 27.10.2016, this Court had passed the following order:-

“Learned counsel contends that in the first bail application moved before the Additional Sessions Judge, Jalandhar, police had made a statement on 30.05.2016 that petitioner is not required for custodial interrogation.

Notice of motion for 21.12.2016.

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 prior permission of the Court.”*

It is contended that in pursuance of the order dated 27.10.2016, 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 27.10.2016, 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.

21.12.2016

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(JITENDRA CHAUHAN)
JUDGE

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