

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

***CRM No.M-39848 of 2015 (O&M)
Date of Decision: 05.04.2016***

Harinder Singh

... Petitioner

Versus

State of Punjab

... Respondent

CORAM:- HON'BLE MR.JUSTICE TEJINDER SINGH DHINDSA.

Present:- Mr. Hardeep Singh, Advocate for the petitioner.

Mr. D.S. Virk, AAG, Punjab.

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TEJINDER SINGH DHINDSA.J.

This order shall dispose of the present petition filed under Section 438 Cr.P.C. seeking concession of anticipatory bail to the petitioner in case FIR No.14 dated 07.02.2015, under Sections 406/420/120-B IPC (Sections 467/468/471 IPC added later on), registered at Police Station Civil Lines, District Patiala.

On 28.11.2015, while issuing notice of motion, arrest of the petitioner had been stayed. Thereafter, on 19.01.2016, petitioner had been directed to appear before the Investigating Officer and to join investigation.

Learned State counsel upon instructions from ASI Angrej Singh has apprised the Court that the petitioner has since joined investigation.

It would be pertinent to take note that the complainant concededly has already instituted a suit for declaration on 10.10.2014 whereas the FIR in question was registered on 07.02.2015. Co-accused, Prem Singh has been already granted concession of pre-arrest bail by this Court vide order dated 17.11.2015 in CRM No.M-7670 of 2015.

Petitioner having already joined investigation, his custodial interrogation, in view of the circumstances and facts noticed hereinabove, would not be warranted.

Accordingly, petition is allowed. Petitioner would associate and cooperate with the Investigating Agency.

Petitioner be enlarged on bail subject to the following conditions as enumerated under Section 438(2) Cr.P.C.:-

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.

Disposed of.

05.04.2016

harjeet

**(TEJINDER SINGH DHINDSA)
JUDGE**