

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

**CRM No.M-40316 of 2015 (O&M)
Date of decision:02.02.2016**

Swaran Singh

... Petitioner

Versus

State of Punjab

... Respondent

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

Present:- Mr. D.S. Gurna, Advocate for the petitioner.
Mr. D.S. Virk, AAG, Punjab.
....

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 of FIR No.23 dated 27.03.2015, under Sections 295-A/298 IPC, registered at Police Station Malaudh, District Khanna.

While issuing notice of motion on 30.11.2015, the following order was passed by this Court:

“Learned counsel for the petitioner submits that no offence under Sections 295-A and 298 IPC is made out against the petitioner as nothing has been said in the FIR as to how the petitioner insulted the religious feelings of any person or class. Simply it has been mentioned that photograph of 'Guru' of complainant was shown on the net. The petitioner is ready to join investigation and nothing is to be recovered from him.

Notice of motion for 02.02.2016.

Meanwhile, the petitioner is directed to join investigation and in the event of arrest, he shall be released on interim bail to the satisfaction of the Investigating Officer. He shall join the investigation as and when required by the Investigating Officer. He shall also comply with the conditions as envisaged under Section 438(2) of the Code of Criminal Procedure, which are as under:-

(i)that the petitioner shall make himself available for

interrogation before investigating officer as and when required;

(ii)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;

(iii)that the petitioner shall not leave India without the prior permission of the Court.”

Learned State counsel upon instructions from ASI Charanjit Singh would apprise the Court that the petitioner has since joined investigation and is no longer required for custodial interrogation.

Petition is allowed. Order dated 30.11.2015 passed by this Court is made absolute.

Disposed of.

02.02.2016

harjeet

**(TEJINDER SINGH DHINDSA)
JUDGE**