

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

CRM No.M-42728 of 2015 (O&M)

Date of Decision: 15.03.2016

Dilbag Singh @ Baagi

... Petitioner

Versus

State of Punjab

... Respondent

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

Present:- Mr. Rimple Saini, Advocate for
Mr. Naveen Batra, 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.247 dated 03.12.2014, under Sections 452/324/323/148/149 IPC, registered at Police Station Model Town Hoshiarpur, District Hoshiarpur.

While issuing notice of motion on 18.12.2015, the following order was passed by this Court:

“It is inter alia argued that out of the money dispute, present case has falsely been registered and there are only simple injuries and that the FIR has been registered after a delay of four days.

Notice of motion for 15th March, 2016.

Meanwhile, in the event of arrest, the petitioner shall be released on interim bail to the satisfaction of arresting/investigating officer. The petitioner shall, however, join the investigation as and when called for and shall also abide by the conditions specified under Section 438(2) Cr.P.C.”

Learned State counsel upon instructions from HC Gurmukh Singh would apprise the Court that the petitioner has since joined investigation and even recovery of the weapon used in the alleged occurrence i.e. a *khanda* has since been effected.

Under such circumstances, custodial interrogation of the petitioner would not be warranted.

Accordingly, the present petition is allowed. Order dated 18.12.2015 passed by this Court is made absolute.

Disposed of.

15.03.2016

harjeet

**(TEJINDER SINGH DHINDSA)
JUDGE**