

**Sr. No. 214
IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH**

**CRM No. M-42962 of 2015
Date of Decision: 25.01.2016**

Swarana Ram

...Petitioner

Versus

State of Punjab

... Respondent

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

Present:- Mr. P.S.Sekhon, Advocate,
for the petitioner.

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

TEJINDER SINGH DHINDSA. J (ORAL)

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.20 dated 04.02.2015, under Sections 332, 353, 186, 224, 325, 148 and 149 of Indian Penal Code, registered at Police Station Patran, District Patiala.

While issuing notice of motion, the following order was passed by this Court on 19.12.2015:

“Petitioner seeks pre-arrest bail in FIR No.20 dated 4.2.2015 under Sections 332, 353, 186, 224, 325, 148, 149 IPC registered at Police Station Patran, Distt. Patiala.

Learned counsel for the petitioner submits that the allegations levelled against the petitioner are absurd on the face of it. There was no occasion for the petitioner to indulge in the activity alleged against him. Further, with the intervention of respectables of the village, parties have arrived at an amicable settlement.

He further submits that in such a situation, custodial interrogation of the petitioner would not be required.

Notice to Advocate General, Punjab, for 25.1.2016.

In the meantime, in the event of arrest, petitioner shall be released on interim anticipatory bail to the satisfaction of arresting/investigating officer, subject to the conditions envisaged under Section 438(2) Cr.P.C. At the first instance, petitioner shall join the investigation on or before 23.12.2015 and cooperate with the investigating agency. The petitioner is also directed to join the investigation, thereafter, as and when required by the investigating agency by issuing a notice under Section 160 Cr.P.C.”

Learned State counsel upon instructions from ASI Kulwant Singh, Police Station Patran, District Patiala would apprise the Court that the petitioner has since joined investigation.

Under such circumstances, custodial interrogation of the present petitioner is not warranted. Petition is allowed. Order dated 19.12.2015, passed by this Court, is made absolute.

Disposed of.

25.01.2016

vandana

**(TEJINDER SINGH DHINDSA)
JUDGE**