

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

CRM-21690-2017 in/and
Crl. Misc. M-21308 of 2017 (O&M)
Date of Decision: July 19, 2017

Major Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. J.S. Dadwal, Advocate
for the applicant-petitioner.

Mr. A.A. Pathak, Addl. AG Punjab.

JAISHREE THAKUR, J. (Oral)

CRM-21690-2017

Affidavits are taken on record.

CM stands allowed.

Crl. Misc. M-21308 of 2017

The instant petition has been filed under Section 438 of Cr.P.C., for grant of anticipatory bail to the petitioner in the event of arrest in FIR No.38 dated 01.05.2017 under Sections 354, 451, 341, 506 of the Indian Penal Code (later on added offence under Sections 7, 8 of the POCSO Act) registered at Police Station Sadar Batala, Police District Batala, District Gurdaspur.

Learned counsel for the petitioner contends that petitioner is

falsely implicated in the present case and on the direction of this Court, has joined the investigation. He relied upon the affidavits of Sarpanch, Panchayat Member and other residents of the village to show that there is a dispute regarding the property between the petitioner and complainant's family. It is submitted that nothing is to be recovered from him.

Learned Addl. AG Punjab for the respondent-State, on instructions from the Investigating Officer, submits that petitioner has joined the investigation and he is not required for the custodial interrogation.

In view of the facts that the petitioner is not required for custodial interrogation and has joined the investigation, without commenting on the merits of the case, the petition is allowed and order dated 12.06.2017 granting interim bail to the petitioner is made absolute subject to the conditions laid down in Section 438 Sub Section 2 Clauses (i) (ii) and (iii) of the Code of Criminal Procedure.

July 19, 2017

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**(JAISHREE THAKUR)
JUDGE**

Whether speaking/reasoned
Whether reportable

Yes
Yes/No