

**CRM-M-26652-2017**

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

**CRM-M-26652-2017**

**Date of Decision:22.08.2017**

Sukhwinder Singh

... Petitioner

Versus

State of Punjab

... Respondent

**CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH**

Present: Ms. Amrita Singh, Advocate,  
for the petitioner.

Mr. Gaurav Garg Dhuriwala, Sr. DAG, Punjab.

Mr. Harpinder Singh, Advocate for  
Mr. K.B.S.Mann, Advocate,  
for the complainant.

**INDERJIT SINGH, J.**

Petitioner-Sukhwinder Singh has filed this petition under Section 438 (1) of the Code of Criminal Procedure, 1973 (for brevity, 'Cr.P.C.') for grant of anticipatory bail in case FIR No.89 dated 04.07.2017, registered at Police Station Kabarwala, District Sri Muktsar Sahib, under Section 380 of the Indian Penal Code.

Notice of motion was issued in this case. Learned State counsel put in appearance on behalf of the respondent-State and complainant also appeared through his counsel. They contested this petition.

I have heard learned counsel for the parties and have gone through the record.

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From the record, I find that as per the allegations, the petitioner was the Sarpanch and he cut about eight trees without obtaining permission from B.D.P.O.

In pursuance of the interim order dated 26.07.2017 passed by this Court, the petitioner has already joined the investigation. He is not required for custodial interrogation. Therefore, no useful purpose will be served by sending him to custody.

Keeping in view the facts and circumstances of the present case; without discussing the facts of the case in minute details and without expressing any opinion on the merits of the case, I find merit in this petition and the same is allowed. The order dated 26.07.2017, granting interim bail to the petitioner, is made absolute. However, the petitioner shall join the investigation as and when called upon to do so and shall abide by the conditions of Section 438 (2) Cr.P.C.

**22.08.2017**

parveen kumar

**(INDERJIT SINGH)**  
**JUDGE**

|       |                           |   |     |
|-------|---------------------------|---|-----|
| Note: | Whether speaking/reasoned | : | Yes |
|       | Whether reportable        | : | No  |