

205 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-37353-2016
Date of decision-08.03.2017

Swaran Singh
Vs.
State of Punjab

...Petitioner
...Respondent

CORAM:- HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present: Mr. Vishav Kumar, Advocate for
Mr. A.S.Cheema, Advocate for the petitioner.

Ms. Harsimrat Rai, DAG, Punjab.

JITENDRA CHAUHAN, J. (Oral)

By filing the present petition under Section 438 of the Code of Criminal Procedure, the petitioner has sought anticipatory bail in FIR No.91 dated 23.09.2016, registered under Section 406 of Indian Penal Code at Police Station Phool, District Bhatinda.

On 20.10.2016, this Court had passed the following order:-

“Learned counsel for the petitioner states that this very FIR is in violation of the order annexure P-2.

Notice of motion.

On the asking of the Court, Mr. B.S.Thind, AAG, Punjab accepts notice on behalf of the respondent-State.

Learned counsel for the petitioner undertakes to supply a copy of the petition to the learned State counsel during the course of the day.

Adjourned to 13.12.2016.

In the event of arrest, the petitioner shall be released on interim bail by the Investigating Officer. The petitioner shall join investigation as and when called upon to do so and he shall remain bound by the conditions envisaged under Section 438(2) Cr.P.C.”

It is contended that in pursuance of the order dated 20.10.2016 the petitioner has joined the investigation.

The learned State counsel, submits that the petitioner has joined the investigation and he is not required for custodial interrogation.

In view of the above, without expressing any opinion on the merits of the case, the interim bail granted by this Court vide order dated 20.10.2016, is made absolute, subject to furnishing bail bonds/surety bonds to the satisfaction of learned Chief Judicial Magistrate/Duty Magistrate, concerned.

The petition stands allowed.

(JITENDRA CHAUHAN)
JUDGE

March 08, 2017

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Whether speaking/reasoned :	Yes	No
Whether Reportable :	Yes	No