

CRM NO. M-36868 OF 2017(O&M)

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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM NO. M-36868 OF 2017(O&M)
DECIDED ON : 06.12.2017

Sikander Singh

...Petitioner

versus

State of Punjab

...Respondent

CORAM : HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present : Mr. Bipan Sharma, Advocate for the petitioner.

Mr. Kanisth Ganeriwala, Assistant Advocate General,
Punjab.

ANUPINDER SINGH GREWAL, J. (ORAL)

The petitioner is seeking anticipatory bail in FIR No. 84 dated 10.08.2017, under Sections 379, 188 of IPC, Sections 4(1), 21(1) of Mines and Minerals (Regulation of Development Act), 1957, registered at Police Station Chamkaur Sahib, District Rupnagar.

Learned counsel for the petitioner contends that the petitioner is only a driver of the tractor trolley which is alleged to have been apprehended from the spot. He further contends that the allegations against the petitioner in the FIR are that sand was illegally being mined from an area of 02 kanals which belongs to Kuldeep Kaur who has also been arraigned as an accused in the FIR. He further contends that the petitioner is not involved in any other case.

This Court vide order dated 02.11.2017, had directed

the petitioner to join investigation and in the event of his arrest, he was ordered to be released on ad-interim bail to the satisfaction of Arresting/Investigating Officer, subject to the conditions envisaged under Section 438(2) Cr.P.C.

Learned State counsel upon instructions from ASI Rajender Kumar states that in pursuance to the order dated 02.11.2017 the petitioner has joined investigation and is not required for custodial interrogation.

In view of the submissions of learned counsel for the petitioner, the petitioner having joined investigation and without expressing any opinion on the merits of case, the order dated 02.11.2017, granting ad-interim bail to the petitioner, is hereby made absolute. However, the petitioner shall abide by the conditions envisaged under Section 438(2) Cr.P.C.

The petition stands disposed of accordingly.

December 06, 2017
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(ANUPINDER SINGH GREWAL)
JUDGE

<i>Whether speaking/reasoned?</i>	<i>Yes/No</i>
<i>Whether reportable?</i>	<i>Yes/No</i>