

**201-A IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

CRM No. M-40363 of 2016 (O&M)

Date of Decision: 18.09.2017.

Amandeep @ Amandeep Khokhar

... Petitioner

Versus

State of Punjab and another

... Respondents

CORAM : Hon'ble Mr. Justice Jitendra Chauhan

Present : Mr. Tarun Vir Singh Lehal, Advocate,
for the petitioner.

Mr. AS Gill, Sr. DAG Punjab
assisted by ASI Parlad Singh.

JITENDRA CHAUHAN.J.(ORAL)

The present petition has been filed under Section 438
the Cr.P.C seeking anticipatory bail in case FIR No. 117 dated
13.10.2016 registered under Sections 498-A, 406 and 323 IPC at Police
Station Dhariwal, District Gurdaspur.

On 10.11.2016 this Court had passed the following
order:-

“Notice of motion for 08.02.2017.

To be heard along with CRM M-38873 of 2016.

Meanwhile, the petitioner is directed to join the investigation as
and when called by the Investigating Officer. In the event of his
arrest, he shall be released on bail by the Investigating Officer on
his furnishing bail bonds/sureties to his satisfaction, subject to the
following conditions, as envisaged under Section 438(2) Cr.P.C:-

(i) a condition that the person shall make himself available for
interrogation by a police officer as and when required;

(ii) a condition that the person shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade them from disclosing such facts to the Court or to any police officer;

(iii) a condition that the person shall not leave India without the previous permission of the Court.

(iv) such other condition as may be imposed under sub section (3) of Section 437, as if the bail was granted under that section.”

It is contended that in pursuance of the order dated 10.11.2016, the petitioner has joined the investigation. It is further submitted that the wife has joined her matrimonial home and the matter has been compromised.

Learned State counsel, on instructions, states that the petitioner has joined the investigation and he is not required for custodial interrogation.

In view of above, the order dated 10.11.2016 passed by this Court is made absolute, subject to furnishing of bail-bonds/surety bonds by the petitioner to the satisfaction of the CJM/Duty Magistrate concerned.

The petition stands allowed.

18.09.2017.
SN

(JITENDRA CHAUHAN)
JUDGE

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No