

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

CRM No. M-41905 of 2016.

Date of Decision: 23.01.2017.

Gurmeet Singh

... Petitioner

Versus

State of Punjab

... Respondent

CORAM : Hon'ble Mr. Justice Jitendra Chauhan

Present : Mr. Harinder Pal Singh Ishar, Advocate,
for the petitioner.

Ms. Harsimrat Rai, DAG, Punjab
assisted by HC Harnail Singh.

JITENDRA CHAUHAN.J.(ORAL)

This is an application for grant of anticipatory bail in
FIR No.55 dated 01.06.2015 registered under Sections 323, 325, 342
read with Section 149 IPC at Police Station Hathur, Police District
Ludhiana (Rural), District Ludhiana.

On 29.11.2016, this Court passed the following
order:-

“Learned counsel contends that the petitioner is not
named in the FIR and that all the offences therein are
bailable. The petitioner being a law abiding citizen
approached the court of learned Judicial Magistrate
First Class, Jagraon. Vide order dated 05.07.2016
(Annexure P-3) (wrongly typed as 21.03.2016)

keeping in view the fact that the challan had not been presented, the learned JMIC directed the petitioner to appear before the Investigating Officer within five days from the date of the order. The petitioner appeared before the Investigating Officer who did not join him in the investigation. The petitioner is not kept in column No.2 either. Therefore, the petitioner remained under bona fide belief that he is not required in the FIR.

Notice of motion for 23.01.2017.

Meanwhile, in the event of arrest of the petitioner by the Arresting Officer, he shall be released on interim bail subject to the following conditions:-

- 1.That he shall make himself available for interrogation by a police officer as and when required;
- 2.That he 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 him from disclosing such facts to the Court or to any police officer and;
- 3.That he shall not leave India without prior permission of the Court.”

Learned State counsel, on instructions, states that in pursuance of the order dated 29.11.2016 passed by this Court, the petitioner has joined the investigation and he is not required for further custodial interrogation.

In view of above, the order dated 29.11.2016 is made absolute, subject to furnishing of fresh bail-bonds/surety bonds by the petitioner to the satisfaction of the CJM/Duty Magistrate concerned.

The petition stands allowed.

23.01.2017.
SN

(JITENDRA CHAUHAN)
JUDGE

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