

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

CRM-M -44352 of 2016 (O&M)

Date of decision: 13.01.2017

Rohit Kumar

...Petitioners

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR.JUSTICE JITENDRA CHAUHAN

Present: Mr. Sourabh Arora, Advocate for the petitioner(s).

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.113 dated 14.08.2016, registered under Section 379-B read with Section 34 of IPC, at Police Station Gharinda, Amritsar.

On 14.12.2016, this Court had passed the following order:-

“In a case of snatching of purse, mobile phone and other articles, the petitioner seeks concession of pre-arrest bail contending that he has been involved in the case on the basis of supplementary statement. He has also been involved in a case under the NDPS Act.

Without expression of any opinion on merits at this stage, it is sufficient to observe here that the appearance of the petitioner before the investigating officer in the interest of fair investigation would be expedient in the interest of

justice.

Notice to Advocate General, Punjab for 13.01.2017.

Meanwhile, an interim direction is issued that the petitioner will put in appearance before the investigating officer on or before 24.12.2016. In case of petitioner doing so, he will be released on interim bail to the satisfaction of the arresting officer in case FIR No.113 dated 14.08.2016, under Sections 379-B/34 IPC registered at Police Station Gharinda, Amritsar.”

It is contended that in pursuance of the order dated 14.12.2016, the petitioner has joined the investigation

The learned State counsel, on instructions submits that though the petitioner has joined the investigation, however, recovery of Rs.50,000/- is yet to be effected.

Keeping in view the fact that the petitioner has joined the investigation, without expressing any opinion on the merits of the case, the interim bail granted by this Court vide order dated 14.12.2016, 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.

13.01.2017
sumit.k

(JITENDRA CHAUHAN)
JUDGE

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