

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

**CRM No. M-45538 of 2016 (O&M)
Date of Decision: 09.03.2017**

Jagjit Singh @ Lovely

--Petitioner

Versus

State of Punjab

--Respondent

CORAM:- HON'BLE MR.JUSTICE TEJINDER SINGH DHINDSA.

Present:- Mr. Ritesh Pandey, Advocate for the petitioner.

Ms. Harpreet K. Athwal, DAG, Punjab.

TEJINDER SINGH DHINDSA, J.

This order shall dispose of the present petition filed under Section 438 Cr.P.C. seeking concession of pre-arrest bail to the petitioner in case FIR No.28, dated 16.10.2015, under Sections 177/182/209/420/447/506 IPC and Sections 25/27/54/59 of the Arms Act, registered at Police Station Qadian, Police District Batala, District Gurdaspur.

This Court while issuing notice of motion passed the following order on 21.12.2016:

“Learned counsel for the petitioner states that the petitioner could not join the investigation as he met with an accident on 17.11.2016 while he was on the way to join investigation.

Notice of motion for 09.03.2017.

In the meantime, in the event of arrest of the petitioner, he shall be released on ad-interim bail to the satisfaction of the arresting officer. However, the petitioner shall join the investigation as and when directed by the investigating agency and shall abide by the terms and conditions laid down under Section 438(2) Cr.P.C.”

Learned State counsel upon instructions from HC Manjeet

Singh would apprise the Court that the petitioner has since joined investigation and even the fire arm used in the alleged occurrence has been recovered.

Under such circumstances, custodial interrogation of the petitioner would not be warranted.

Petition is allowed. Order dated 21.12.2016 passed by this Court is made absolute.

Disposed of.

09.03.2017

harjeet

**(TEJINDER SINGH DHINDSA)
JUDGE**

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| i) | Whether speaking/reasoned? | Yes |
| ii) | Whether reportable? | No |