

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

CRM-M -45769 of 2016 (O&M)
Date of decision: 21.08.2017

Akash

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR.JUSTICE JITENDRA CHAUHAN

Present: Mr. Yogesh Goel, Advocate for the petitioner(s).

Mr. A.S. Gill, Sr. DAG, Punjab
assisted by ASI Rachpal Singh.

Mr. Yagyadeep, Advocate for
Mr. Mandeep Kaushik, Advocate for the complainant.

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.151 dated 05.10.2016, registered under Sections 366, 417 and 120-B of IPC, at Police Station Division No.6 (Industrial Area), District Ludhiana.

On 22.12.2016, this Court had passed the following order:-

“Learned senior counsel for the petitioner contends that the FIR has been lodged after a delay of 10 days. No recoveries are to be effected from the petitioner and custodial interrogation is not required. The petitioner is ready to join investigation.

Notice of motion returnable by 21.03.2017.

Meanwhile, in the event of arrest, the petitioner be released on interim bail subject to his furnishing personal bonds and surety to the satisfaction of Arresting/Investigating Officer. However, the petitioner shall join the investigation as and when called upon to do so and shall abide by the conditions as provided under Section 438 (2) Cr.P.C.”

It is contended that in pursuance of the order dated 22.12.2016, the petitioner has joined the investigation.

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

In view of the above, without expressing any opinion on the merits of the case, the interim bail granted by this Court vide order dated 22.12.2016, 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.

21.08.2017
sumit.k

(JITENDRA CHAUHAN)
JUDGE

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