

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

207

**CRM-M-45781 of 2016 (O&M)
Date of Decision: April 25, 2017**

Deepak Sharma

....Petitioner

vs.

State of Punjab

....Respondent

CORAM: HON'BLE MR. JUSTICE TEJINDER SINGH DHINDSA

Present: Mr. Aruz Khan, Advocate
for the petitioner.

Ms. Harpreet K. Athwal, DAG, Punjab.

TEJINDER SINGH DHINDSA, J. (Oral)

This order shall dispose of the present petition filed under Section 438 Cr.P.C. seeking concession of anticipatory bail to the petitioner in F.I.R. No.98 dated 25.09.2016 under sections 392, 34 IPC and Section 25 of Arms Act, registered at Police Station Sadar, District Rupnagar.

On 11.01.2017, while issuing notice of motion, the following order was passed by this Court:-

“The instant petition has been filed under Section 438 Cr.P.C. seeking concession of anticipatory bail to the petitioner in case FIR No.98 dated 25.09.2016, under Sections 392, 34 of Indian Penal Code and Section 25 of Arms Act, registered at Police Station Sadar District Rupnagar.

Suffice it to notice that the FIR in question came to be registered on the complaint of Pawan Kumar. Accusations are that on 25.09.2016 while the

complainant was going in his Mahindra Jeep and transporting cows to the Pashu Mandi, he was intercepted by three unknown persons riding on two motor cycles. Further accusation is that the vehicle having been forcibly stopped, Rs.5000/- were taken away from the complainant at gun point.

Counsel submits that the FIR had been registered against unknown persons. The present petitioner is sought to be implicated only on the statement of co-accused, namely, Gurnam Singh and Jasdeep Singh. Further submitted that the petitioner otherwise is ready and willing to join investigation.

Notice of motion, returnable by 03.03.2017.

In the event of arrest, the petitioner shall be released on interim bail subject to the satisfaction of the Arresting/Investigating Officer. The petitioner shall join investigation as and when called upon to do so and he shall remain bound by the conditions envisaged under Section 438(2) Cr.P.C.”

Learned State counsel upon instructions from ASI Kashmir Singh would apprise the Court that the petitioner has since joined investigation. She further submits that the petitioner is not required for any custodial interrogation.

In view of the clear stand taken on behalf of the State of Punjab, prayer made in the present petition is accepted.

Accordingly, the order dated 11.01.2017, passed by this Court, is made absolute.

Petition disposed of.

(TEJINDER SINGH DHINDSA)
JUDGE

25.04.2017
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***Whether speaking/reasoned* : Yes**
***Whether reportable* : No**