

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

Criminal Misc.No.M-20287 of 2018 (O&M)

Date of Decision : 14.08.2018

Rajinder Kumar

..... Petitioner

Versus

State of Punjab

..... Respondent

CORAM : HON'BLE MR. JUSTICE RAJ SHEKHAR ATTRI

Present : Mr. Arvind Mittal, Advocate
for the petitioner.

Mr. Saurav Khurana, DAG, Punjab.

RAJ SHEKHAR ATTRI, J. (Oral)

The petitioner has preferred the instant petition under Section 438 Cr.P.C., for grant of pre-arrest bail in case FIR No.54 dated 10.06.2017, registered under Sections 379, 188 IPC read with Section 21 (1) 4(1) of the Minor Mineral Act, at Police Station Nurpur Bedi, District Ropar.

The allegation against the petitioner is that he was illegally mining his land.

Reliance has been placed on the report of Halqa Patwari. As per the said report, there was no mining in the land of the petitioner.

Apart from it, learned State counsel, on instructions from Head Constable Pritam Singh, has stated that the petitioner has joined the investigation and he is no more required for custodial interrogation.

In the circumstances, without going into the merits of the case, I do not deem it appropriate to deny the concession of anticipatory bail to the petitioner in the present case.

Resultantly, the interim order dated 15.05.2018 is made absolute subject to the conditions as envisaged under Section 438(2) Cr.P.C.

Petition stands allowed.

**(RAJ SHEKHAR ATTRI)
JUDGE**

14.08.2018
mamta