

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

Criminal Misc. No. M-21284-2018

Date of Decision: 10.09.2018

Harwinder Singh @ Harvinder Singh

.. Petitioner

Vs.

State of Punjab

..Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. J.S. Grewal, Advocate for
Mr. Sant Pal Singh Sidhu, Advocate for the petitioner.
Ms. Monika Jalota, DAG, Punjab.

...

Inderjit Singh, J.

Petitioner Harwinder Singh @ Harvinder Singh has filed this petition under Section 438 Cr.P.C. for grant of anticipatory bail in case FIR No.0092 dated 21.04.2018, registered at Police Station Meharban, District Ludhiana, under Sections 379 of Indian Penal Code and 21 of Mining and Minerals Act.

Notice of motion was issued in this case.

Learned State counsel has appeared on behalf of the respondent-State and contested this petition.

I have heard learned counsel for the petitioner as well as learned State counsel and have gone through the record.

The FIR in the present case was registered on the basis of secret information. The present petitioner was not apprehended on the spot. There is only secret information against him.

In pursuance of the interim order dated 18.05.2018 passed by this Court, the petitioner has already joined the investigation. He is not

required for custodial interrogation. No useful purpose would be served by sending the petitioner to custody.

Keeping in view the facts and circumstances of the present case; without discussing the facts of the case in minute details and without expressing any opinion on the merits of the case, I find merit in this petition and the same is allowed. The order dated 18.05.2018, granting interim bail to the petitioner, is made absolute. However, the petitioner shall join the investigation as and when called upon to do so and shall abide by the conditions of Section 438 (2) Cr.P.C.

10.09.2018
Jasmine Kaur

(INDERJIT SINGH)
JUDGE

Whether speaking/reasoned	Yes
Whether reportable	No