

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

CRM-M -26216 of 2018 (O&M)

Date of decision: 28.08.2018

Sarbjit Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR.JUSTICE JITENDRA CHAUHAN

Present: Mr. Sunil Agnihotri, Advocate for the petitioner(s).

Ms. Deepali Puri, Addl. AG, Punjab.
assisted by ASI Jasvir Singh.

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.154 dated 04.10.2015, registered under Sections 324, 323, 326, 307, 148 read with Section 149 of IPC, at Police Station Mukerian, District Hoshiarpur.

On 18.06.2018, this Court had passed the following order:-

“Heard.

Learned counsel for the petitioner submits that after 2½ years of registration of FIR, the police has added offence punishable under Section 307 IPC in this case. The petitioner was allowed anticipatory bail by this Court vide order dated 07.12.2016 passed in CRM-M-42178-2015 and at that time no reference was made that offence punishable under Section 307 IPC is made out.

Notice of motion for 28.08.2018.

Petitioner is directed to surrender before the police and

join investigation within two weeks. In the event of his arrest being required, he shall be released on interim bail till the next date, subject to his furnishing bonds to the satisfaction of Arresting Officer. However, he shall abide by the terms and conditions as envisaged under Section 438(2)(i) to (iv) Cr.P.C. failing which he shall lose the benefit of interim bail allowed to him.”

It is contended that in pursuance of order dated 18.06.2018, 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.

Heard.

Keeping in view the fact that the petitioner has joined the investigation, without expressing any opinion on the merits of the case, the interim bail granted by this Court vide order dated 18.06.2018, 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.

28.08.2018
sumit.k

(JITENDRA CHAUHAN)
JUDGE

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