

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

Criminal Misc.No.M-38961 of 2018 (O&M)

Date of Decision : 30.11.2018

Jagdish Kumar

..... Petitioner

Versus

State of Punjab

..... Respondent

CORAM : HON'BLE MR. JUSTICE RAJ SHEKHAR ATTRI

Present : Mr. Gurdarshan S.Sidhu, Advocate
for the petitioner.

Mr. C.L.Pawar, Senior 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.52 dated 23.08.2018, registered under Section 379 IPC and Section 21 (3) of the Mines and Minerals (Development and Regulation) Act, 1957, at Police Station Amir-Khas, District Fazilka.

It has been submitted that the petitioner is not named in the FIR. Rather FIR has been registered against some unknown persons, who were doing illegal mining.

Learned State counsel has stated that the petitioner has joined the investigation; nothing is to be recovered from him 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 07.09.2018 is made absolute subject to the conditions as envisaged under Section 438(2) Cr.P.C.

Petition stands allowed.

30.11.2018
mamta

(RAJ SHEKHAR ATTRI)
JUDGE

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