

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

CRM-M-38242-2017 (O&M)

Date of decision: 12.02.2018

Bhavnesk Kumar

... Petitioner

Vs.

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE TEJINDER SINGH DHINDSA.

Present: Mr. Harinder Singh Aujla, Advocate for the petitioner.

Mr. Sidakmeet Singh Sandhu, AAG, Punjab.

...

TEJINDER SINGH DHINDSA, J. (ORAL).

This order shall dispose of the instant petition filed under Section 438 Cr.P.C. seeking concession of anticipatory bail to the petitioner in case FIR No.73, dated 02.09.2016, under Sections 452/324/34 IPC (Section 458 IPC added subsequently), registered at Police Station Sadar Moga, District Moga.

While issuing notice of motion, the following order was passed by this Court on 11.10.2017:

“It is inter alia argued that only simple injuries have been attributed to the petitioner on non-vital part and subsequently at belated stage offence under Section 458 IPC has been added for motivated purpose and that nothing is to be recovered from the petitioner.

Notice of motion for 12.02.2018.

Meanwhile, in the event of arrest, the petitioner be admitted to interim bail on his furnishing bail bonds to the satisfaction of arresting/Investigating Officer; that he will join investigation and will abide by conditions as envisaged under Section 438(2) Cr.P.C.”

Learned State counsel upon instructions from HC Nachattar Singh apprises the Court that the petitioner has since joined investigation and is not required for custodial interrogation.

In view of the above, present petition is allowed.

Order dated 11.10.2017 passed by this Court is made absolute.

Disposed of.

12.02.2018

harjeet

**(TEJINDER SINGH DHINDSA)
JUDGE**

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| i) | Whether speaking/reasoned? | Yes/No |
| ii) | Whether reportable? | Yes/No |