

CRM-M-46938-2018

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

CRM-M-46938-2018

Date of Decision: 18.12.2018

Karamjit Singh @ Bhappa and another

... Petitioners

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Deepak Aggarwal, Advocate,
for petitioner No.1.

Petition qua petitioner No.2-Amandeep Singh @ Bagga
dismissed as withdrawn on 25.10.2018.

Mr. Pawan Sharda, Sr. DAG, Punjab.

INDERJIT SINGH, J. (Oral)

Petitioner No.1-Karamjit Singh @ Bhappa has filed this petition under Section 438 of the Code of Criminal Procedure, 1973 (for brevity, 'Cr.P.C.') for grant of anticipatory bail in case FIR No.190 dated 29.09.2018, registered at Police Station Nathana, District Bathinda, under Sections 379(B), 304-A, 341, 279, 323, 427 and 506 of the Indian Penal Code.

Notice of motion was issued in this case. Learned State counsel has put in appearance on behalf of the respondent-State and contested this petition.

I have heard learned counsel for petitioner No.1 as well as learned State counsel and gone through the record.

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From the record, I find that as per FIR, only allegation against petitioner No.1-Karamjit Singh @ Bhappa is that he caught hold the complainant from his arm and the co-accused snatched his gold chain.

In pursuance of the interim order dated 25.10.2018 passed by this Court, petitioner No.1 has already joined the investigation. He is not required for custodial interrogation. Therefore, no useful purpose will be served by sending him 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 qua petitioner No.1 and the same is allowed accordingly. The order dated 25.10.2018, granting interim bail to petitioner No.1, is made absolute. However, petitioner No.1 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.

18.12.2018

parveen kumar

(INDERJIT SINGH)
JUDGE

Note:	Whether speaking/reasoned	:	Yes
	Whether reportable	:	No