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IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M No.47774 of 2017 (O&M)

Date of Decision: 10.01.2018

Avtar Singh @ Laddi

..... Petitioner

Versus

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE SUDIP AHLUWALIA

Present: Mr. S.N. Sharma, Advocate, for
Mr. Gourave Bhayya Gilhotra, Advocate,
for the petitioner.

SUDIP AHLUWALIA, J. (ORAL)

CRM No.433 of 2018:

Ld. Counsel for the applicant-petitioner is permitted to place on record a copy of the order dated 26.09.2016 passed by the Ld. Judicial Magistrate Ist Class, Moga (Annexure P-4).

Application stands disposed off.

CRM-M No.47774 of 2017:

Notice of motion.

2. On the asking of the Court, Ms. Rajni Gupta, Senior D.A.G., Punjab, accepts notice on behalf of the respondent-State.

3. In this petition, the petitioner seeks his release on anticipatory bail in F.I.R. No.95, dated 21.08.2016, initially registered under Sections 382, 324 and 34 of the Indian Penal Code (later on added Sections 379-B

and 411 of the Indian Penal Code), at Police Station Ajitwal, District Moga.

4. From the order (Annexure P-4), it is seen that the petitioner was originally granted regular bail by the Ld. Court below when the offences mentioned in the F.I.R. were restricted to Sections 382, 324 and 34 of the Indian Penal Code.

5. Subsequently, after completion of investigation, the offences under Sections 379-B and 411 of the Indian Penal Code were added.

6. As investigation is already complete and challan submitted, so custodial interrogation of the petitioner is not required at this stage.

7. In view of above, the petition is allowed. The petitioner shall, therefore, be released on bail to the satisfaction of the Ld. Trial Court on appropriate terms and conditions in view of addition of these new Sections.

10.01.2018
Apurva

(SUDIP AHLUWALIA)
JUDGE

1. Whether speaking/ reasoned : Yes/ No

2. Whether reportable : Yes/ No