

CRM-M-9190-2018

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

CRM-M-9190-2018

Date of Decision:27.07.2018

Jasmeet Singh and another

... Petitioners

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. S.S.Behl, Advocate,
for the petitioners.

Mr. Pawan Sharda, Sr. DAG, Punjab.

Mr. Ravi Sodhi, Advocate,
for the complainant.

INDERJIT SINGH, J. (Oral)

Petitioners-Jasmeet Singh and Jaswinder Kaur have 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.23 dated 15.02.2018, registered at Police Station Bhikhi, District Mansa, under Sections 447, 511, 506 and 379 of the Indian Penal Code.

Notice of motion was issued in this case. Learned State counsel put in appearance on behalf of the respondent-State and complainant also appeared through his counsel. They contested this petition.

I have heard learned counsel for the parties as well as learned

State counsel and have gone through the record.

CRM-M-9190-2018

From the record, I find that as per the allegations in the FIR, 04 kikar trees and 11 fencing poles have been removed by the present petitioners.

At the time of arguments, it has been brought into notice of this Court that a civil suit was already pending before the registration of present FIR.

In pursuance of the interim order dated 06.03.2018 passed by this Court, the petitioners have already joined the investigation. They are not required for custodial interrogation. Therefore, no useful purpose will be served by sending them 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 and the same is allowed. The order dated 06.03.2018, granting interim bail to the petitioners, is made absolute. However, the petitioners 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.

27.07.2018

parveen kumar

**(INDERJIT SINGH)
JUDGE**

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