

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

CRM-M-926-2018

Date of decision: 16.04.2018

Sudesh Tiwari @ Pamma

...Petitioner

Versus

State of Punjab and another

...Respondents

CORAM: HON'BLE MS. JUSTICE JAISHREE THAKUR

Present: Mr. S.K. Choudhary, Advocate,
for the petitioner.

Mr. A.S. Sandhu, Addl. Advocate General, Punjab.

JAISHREE THAKUR, J. (ORAL)

This is a petition that has been filed under Section 438 Cr.P.C.
for grant of anticipatory bail to the petitioner in case FIR No. 111 dated
13.10.2015 under Section 306 IPC, registered at Police Station Division
No.1 Pathankot, District Pathankot.

This Court was pleased to pass the following order on
12.01.2018 :-

*“This is a petition that has been filed for grant of
anticipatory bail to the petitioner in case FIR No. 111
dated 13.10.2015 under Section 306 IPC, registered at
Police Station Division No.1, Pathankot, District
Pathankot.*

*Learned counsel for the petitioner contends
that in fact the matter has been compromised between
the parties and in terms of the compromise a petition i.e.
CRM-M-16060-2016 was filed, which was dismissed as
withdrawn.*

Notice of motion.

At this stage appearance has been caused by Mr. Veneet Kumar Garg, Advocate, for Mr. Lalit Rishi, Advocate on behalf of complainant-respondent No.2 and files memorandum of appearance. He undertakes to file power of attorney on the next date of hearing. He submits that he would have no objection in case the arrest of the petitioner herein is stayed.

Issue notice to the State of Punjab for 16.04.2018.

Meanwhile, in the event of arrest, the petitioner be released on interim bail subject to his furnishing personal bonds and surety to the satisfaction of Arresting/Investigating Officer. However, the petitioner shall join the investigation as and when called upon to do so and shall abide by the conditions as provided under Section 438 (2) Cr.P.C.”

Learned counsel for the petitioner submits that the petitioner has joined the investigation.

Learned counsel for the respondent-State confirms the factum of joining investigation by the petitioner.

Since the petitioner has joined the investigation, the petition is allowed and interim order dated 12.01.2018 is hereby made absolute subject to the condition that the petitioner will not tamper with evidence or hamper the investigation; will not leave India without permission of the Court and will comply with the conditions contained in Section 438(2) Cr.P.C.

16.04.2018

Satyawan

**(JAISHREE THAKUR)
JUDGE**

Whether speaking/reasoned
Whether reportable

Yes.
No.