

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

CRM-M No.860 of 2019 (O&M)

Date of Decision: 25.03.2019

Jagtar Singh

..... Petitioner

Versus

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present:- Mr. Parminder Singh Sekhon, Advocate for the petitioner.

Mr. C.L.Pawar, Senior Deputy Advocate General, Punjab
for the respondent/State.

MAHABIR SINGH SINDHU, J. (Oral)

Present petition has been filed under Section 438 Cr.P.C. for grant of anticipatory bail to the petitioner in case FIR No.184 dated 23.09.2018, under Sections 61 & 78 of the Punjab Excise Act, 1914 and Section 473 of the Indian Penal Code, 1860, registered at Police Station Canal Colony, District Bathinda.

This Court, on 18.01.2019, passed the following order:-

“ *This is a petition filed under Section 438 of the Code of Criminal Procedure for grant of anticipatory bail to the petitioner in case FIR No. 184 dated 23.9.2018, under Section 61 and 78 of the Punjab Excise Act, 1914 and Section 473 of the Indian Penal Code, registered at Police Station Canal Colony, District Bathinda.*

Heard.

It comes out that no recovery has been effected from the present petitioner.

List on 20.2.2019.

In the meanwhile, the petitioner is directed to join the investigation and disclose all the facts to the police. Police is directed to verify his role in the crime.

In the event of his arrest, he will be released on interim bail to the satisfaction of the Arresting Officer, subject to the compliance of the conditions contained under Section 438(2) Cr.P.C. ”

It is contended by learned Counsel for the petitioner that in pursuance of the above order, petitioner has joined the investigation and his custodial interrogation is no longer required.

The aforesaid factual position is duly acknowledged by learned State Counsel, on instructions from ASI Iqbal Singh.

In view of above, interim order dated 18.01.2019 is made absolute subject to the conditions as envisaged under Section 438(2) Cr.P.C. and the present petition stands disposed off.

It is made clear that the petitioner shall fully co-operate with the Investigating Officer as and when called for further investigation.

The observations may not be considered as an expression of opinion on the merits of the case.

March 25, 2019
Gagan

(MAHABIR SINGH SINDHU)
JUDGE

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether Reportable</i>	<i>Yes/No</i>