

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

CRM-M-1690 of 2019  
Date of Decision:20.02.2019

Mahinder Singh @ Mohinder Singh @ Rinku ....Petitioner

Versus

State of Punjab ....Respondent

**CORAM:HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU**

Present: Mr. Kawaljyot Singh, Advocate  
for the petitioner.

Mr. Sandeep Kumar, DAG, Punjab.

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**MAHABIR SINGH SINDHU, J.(Oral)**

The present petition has been filed under Section 438 of the Code of Criminal Procedure for grant of anticipatory bail to the petitioner in FIR No.88 dated 26.06.2018, under Section 61 of the Punjab Excise Act, 1914, registered at Police Station Badhni Kalan, District Moga.

On 16.01.2019, while issuing notice of motion this Court has passed the following order:

“Contents that in terms of the order dated 21.08.2018 passed by learned Additional Sessions Judge, Moga, the petitioner could not join the investigation but now he is ready to join the same and will fully cooperate in the matter.

Notice of motion for 20.02.2019.

In the meanwhile, the petitioner is directed to join the investigation before the Investigating Officer. In the event of his arrest, the Arresting Officer would admit him to interim bail till the next date of hearing on his furnishing adequate bail and surety bonds to his satisfaction. The petitioner is also directed to abide by all the conditions as envisaged under Section 438 (2)

Cr.P.C.”

It is contended by learned counsel for the petitioner that in terms of the order dated 16.01.2019, the petitioner has joined the investigation.

On instructions from ASI Jagsir Singh, the above factual position is duly acknowledged by learned State counsel and stated that the custodial interrogation of the petitioner is no longer required in the present case.

In view of the above, the order dated 16.01.2019 is made absolute subject to the provisions of Section 438(2) Cr. P.C.

Petition stands disposed off.

**[MAHABIR SINGH SINDHU]**  
**JUDGE**

February 20, 2019  
*rashmi*

Whether speaking/reasoned  
Whether reportable?

yes/no  
yes/no