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

CRM-M-3819 of 2019

Date of decision: May 20, 2019

Intzar

.....Petitioner

Versus

State of Haryana

.....Respondent

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present: Mr. Sandeep Gahlawat, Advocate for the petitioner.

Mr. Yashwinder Singh, DAG Haryana.

MAHABIR SINGH SINDHU, J (Oral)

Present petition has been filed under Section 438 of the Code of Criminal Procedure, 1973 (for short 'Cr. P.C.') for grant of anticipatory bail to the petitioner, in FIR No.0416 dated 06.12.2018, under Sections 420, 467, 468, 471, 506 of Indian Penal Code, 1860, registered at Police Station Jind Sadar, District Jind.

On 28.01.2019, while issuing notice of motion, this Court has passed the following order:-

“Paper-book reveals that the occurrence has taken place on 04.04.2018, whereas the present FIR has been registered on 06.12.2018.

Notice of motion for 28.02.2019.

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 in the present case 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.”

Learned State counsel, on instructions from Head Constable Mahender Singh has submitted that, although, the petitioner has joined investigation in terms of order dated 28.01.2019 and his custodial interrogation is not required, but at the same time, petitioner has also moved some complaint(s) against the Investigating Officer.

Be that as it may. Since the petitioner has joined investigation and his custodial interrogation is not required, therefore, order dated 28.01.2019 granting interim bail to the petitioner, is made absolute subject to the provisions of Section 438(2) Cr. P.C.

Petition stands disposed off, accordingly.

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

The above observations may not be construed as an expression of opinion on the merits of the case as well as complaint(s) made by the petitioner.

(MAHABIR SINGH SINDHU)
JUDGE

May 20, 2019
mahavir

Whether speaking/ reasoned: **Yes**

Whether Reportable: **No**