

CRM-M No. 4833 of 2019

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

**CRM-M No. 4833 of 2019
Date of Decision: 28.02.2019**

Jaspal Singh @ Jassa and others Petitioners

Versus

State of Punjab Respondent

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present:- Mr.A.S.Manaise, Advocate for the petitioners.
Mr.C.L.Pawar, Sr.DAG, Punjab.

MAHABIR SINGH SINDHU, J. (Oral)

Present petition has been filed under Section 438 of the Code of Criminal Procedure (for short 'Cr.P.C') for grant of pre arrest bail to the petitioners in case FIR No.95 dated 06.08.2018, under Sections 324, 323, 506, 148 and 149 of the Indian Penal Code, 1860 (for short 'IPC') (Section 326 IPC added lateron) registered at Police Station Sadar Gurdaspur, District Gurdaspur.

While issuing notice of motion, this court passed the following order on 01.02.2019:-

“Contends that there is delay of 37 days in lodging the FIR as the occurrence is alleged to have taken place on 29.06.2018 and the FIR was registered on 06.08.2018. Further contends that even the co-accused, namely, Anokh Singh @ Santosh Chand has been granted the concession of anticipatory bail by this Court, vide order dated 17.11.2018 (P-2).

Notice of motion for 28.02.2019.

In the meanwhile, the petitioners are directed to join the investigation before the Investigating Officer. In the event of their arrest, the Arresting Officer would admit them to interim bail in the present case till the next date of hearing on their furnishing

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adequate bail and surety bonds to his satisfaction. The petitioners are also directed to abide by all the conditions as envisaged under Section 438(2) Cr.P.C. ”

Learned State Counsel, on instructions from ASI Kuldeep Singh has acknowledged that in terms of the previous order the petitioners have joined the investigation and their custodial interrogation is no longer required in this case.

In view of above, the interim order dated 01.02.2019 is made absolute, subject to the conditions as envisaged under Section 438(2) Cr.P.C. and the present petition stands disposed off.

28.02.2019

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**(MAHABIR SINGH SINDHU)
JUDGE**

*Whether speaking/reasoned
Whether Reportable*

*Yes/No
Yes/No*