

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

**CRM-M No.8182 of 2019 (O&M)
Date of Decision: 09.04.2019**

Sucha Singh

..... Petitioner

Versus

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present:- Mr. Amandeep Singh Manaise, 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.95 dated 06.08.2018, under Sections 324, 323, 506, 148, 149 of the Indian Penal Code, 1860 (Section 326, IPC added later on), registered at Police Station Sadar Gurdaspur, District Gurdaspur.

This Court, on the previous date of hearing i.e. 28.02.2019, passed the following order:-

“ *Contends that there is delay of 37 days in lodging the FIR. Also contends that there is no other criminal case pending against the petitioner.*

Learned State counsel seeks time to have instructions in the matter.

On his request, adjourned to 09.04.2019.

In the meanwhile, the petitioner is directed to join the investigation before the Investigating Officer. In the event of his

arrest, the Arresting Officer shall 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 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 H.C. Manjit Singh.

In view of above, interim order dated 28.02.2019 is made absolute subject to the conditions as envisaged under Section 438(2) Cr.P.C. and the present petition stands disposed off.

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.

April 09, 2019

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(MAHABIR SINGH SINDHU)
JUDGE

Whether speaking/reasoned	Yes
Whether Reportable	Yes