

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

**CRM-M No.10043 of 2019 (O&M)
Date of Decision: 28.05.2019**

Jit Singh and another

..... Petitioners

Versus

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present:- Mr. Gurjinder Singh Thind, Advocate for the petitioners.

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 petitioners in case FIR No.53 dated 26.04.2018, under Sections 379, 186, 427 of the Indian Penal Code, 1860, registered at Police Station Passiana, Patiala, District Patiala.

This Court, while issuing notice of motion on 05.03.2019, passed the following order:-

“ Learned counsel for the petitioners submits that the trees allegedly cut by the petitioners are already in police custody and no recovery has to be effected. Thus, the custodial interrogation of the petitioners is not necessary.

Notice of motion for 28.5.2019.

In the meantime, the petitioners are directed to join investigation with the Investigating Officer on 12.3.2019 at 10:00 A.M. and cooperate therewith. In the event of their arrest, they shall be released on interim bail to the satisfaction of the Investigating Officer/SHO concerned subject to their compliance of the conditions enshrined under Section 438(2) Cr.P.C. ”

 Contends that in terms of above order, petitioners have joined the investigation and their custodial interrogation is no longer required.

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

 In view of above, interim order dated 05.03.2019 is made absolute subject to the conditions envisaged under Section 438(2) Cr.P.C.

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

 Disposed off accordingly.

May 28, 2019

Gagan

(MAHABIR SINGH SINDHU)
JUDGE

Whether speaking/reasoned	Yes/No
Whether Reportable	Yes/No