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

CRM-M-11431 of 2019

Date of decision: November 16, 2019

Davinder Singh

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present: Mr. Sangram S. Saron, Advocate for the petitioner.

Mr. V.G. Jauhar, Senior DAG Punjab.

MAHABIR SINGH SINDHU, J

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 petitioner, in FIR No.16 dated 29.01.2019, under Sections 307, 506, 34 of the Indian Penal Code, 1860 (for short 'IPC') and Sections 25, 27 of the Arms Act, 1959, registered at Police Station City Patti, District Tarn Taran.

On 15.03.2019, this Court has passed the following order:-

“Contents that injury no.1 has been declared as simple in nature.

To a pointed query by this Court, learned State counsel is not able to substantiate that the alleged injury is caused by using a gun shot fire, however, he simply states that the injury has been kept under observation.

On request of learned State counsel, adjourned to 23.04.2019.

Let requisite material be produced on record by the

next date of hearing.

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.”

Learned State counsel, on instructions from police official present in Court to assist him, has stated that in terms of order dated 15.03.2019, the petitioner has joined investigation and his custodial interrogation is not required.

In view of the above, order dated 15.03.2019 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.

(MAHABIR SINGH SINDHU)
JUDGE

November 16, 2019

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Whether speaking/ reasoned: Yes/No

Whether Reportable: Yes/No