

CRM-M-13364-2019

::1::

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

210

CRM-M-13364-2019

Date of Decision : 8.4.2019

Hardev Singh

..... Petitioner

Versus

State of Punjab

..... Respondent

CORAM : HON'BLE MR.JUSTICE AJAY TEWARI

Present : Mr. Ritesh Pandey, Advocate
for the petitioner.

Ms. Amarjit Kaur Khurana, DAG, Punjab.

AJAY TEWARI, J. (Oral)

This is a petition under Section 438 Cr.P.C. for grant of anticipatory bail to the petitioner in case FIR No.05 dated 2.2.2019 registered under Sections 379 IPC, 1860 and 21 (1) of Mines and Minerals (Development and Regulation) Act 1957 registered at Police Station Ghuman, District Batala.

On 25.3.2019, the following order was passed :-

“Counsel for the petitioner states that similarly situated co-accused namely Sukhraj Singh @ Baba has been granted concession of anticipatory bail vide order dated 26.2.2019 passed in CRM-M-7380- 2019 (Annexure P-2).

Notice of motion for 8.4.2019.

On the asking of the Court, Ms. Amarjit Kaur Khurana,

Deputy Advocate General, Punjab, accepts notice on behalf of the respondent-State.

Counsel for the petitioner undertakes to supply a copy of the paper book to the learned DAG during the course of the day.

In the meantime, let the petitioner appear before the investigating officer on 28.3.2019 and on any other date as and when his presence is required and he will be released on bail by the Investigating Officer subject to the conditions envisaged under Section 438(2) Cr.P.C.”

Today counsel for the petitioner has stated that the petitioner has joined the investigation.

Learned DAG states that copy has not been supplied to her. Counsel for the petitioner has handed over a copy of the paper book in the Court. Learned DAG on instructions from ASI Gurmakh Singh has accepted these factual assertions and stated that he is no more required for custodial interrogation.

In the circumstances, keeping in view the entire conspectus of facts, without going into the merits of the case, I do not deem it appropriate to deny the concession of anticipatory bail to the petitioner.

Petition is allowed. Interim order dated 25.3.2019 is made absolute.

Since the main case has been decided, the pending criminal miscellaneous application, if any, also stands disposed of.

(AJAY TEWARI)
JUDGE

8.4.2019
anuradha

Whether speaking/reasoned	-	Yes/No
Whether reportable	-	Yes/No