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

CRM-M-13973 of 2019

Date of decision: September 20, 2019

Sarwan Singh @ Vicky

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present: Mr. Amit Arora, Advocate for the petitioner.

Mr. H.S. Multani, AAG 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.101 dated 14.12.2016, under Sections 323, 324, 34 of the Indian Penal Code, 1860 (for short 'IPC') (Section 326 of IPC added later on), registered at Police Station Fattu Dyinga, District Kapurthala.

As per prosecution case, petitioner gave grievous injuries to the complainant with sharp edged weapon.

On 27.05.2019, this Court has passed the following order:-

“Learned State Counsel seeks time to verify the factum of possession of the party regarding land in question.

Adjourned to 09.08.2019 for further consideration.

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 in the present case 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 Assistant Sub Inspector Dalwinder Singh, has stated that in terms of order dated 27.05.2019, the petitioner has joined investigation and his custodial interrogation is not required.

In view of the above, order dated 27.05.2019 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

September 20, 2019

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Whether speaking/ reasoned: Yes/No

Whether Reportable: Yes/No