

206

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

CRM-M-16705 of 2019

Date of decision: November 07, 2019

Harpreet Singh

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present: Ms. Dhivya Jerath, 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.164 dated 09.08.2018, under Section 379-B of the Indian Penal Code, 1860, registered at Police Station Garhshankar, District Hoshiarpur.

On 13.09.2019, this Court has passed the following order:-

“Contends that the petitioner is ready to pay an amount of ₹1 lakh to the complainant, subject to final outcome of this petition.

Adjourned to 07.11.2019.

Let the needful be done within a period of one week from today.

Learned State counsel shall also comply with previous order dated 10.09.2019.

In the meanwhile, petitioner is directed to join 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) of Code of Criminal Procedure, 1973.”

Learned State counsel, on instructions from ASI Chatwinder Singh, has stated that Demand Draft No.438293 dated 18.09.2019 for an amount of ₹1 lakh favouring complainant has already been received by the Investigating Officer and the same shall be handed over to the complainant for encashment. Further states that, in terms of order dated 13.09.2019, the petitioner has joined investigation and his custodial interrogation is not required.

In view of the above, order dated 13.09.2019 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.

A receipt of said Demand Draft by the complainant be submitted in the Registry of this Court within a period of one week from today.

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 07, 2019
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Whether speaking/ reasoned: Yes/No

Whether Reportable: Yes/No