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

CRM-M-19519 of 2019

Date of decision: September 19, 2019

Anil

.....Petitioner

Versus

State of Haryana

.....Respondent

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present: Mr. K.D.S. Hooda, Advocate for the petitioner.

Mr. Arun Beniwal, DAG Haryana.

MAHABIR SINGH SINDHU, J (Oral)

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.76 dated 06.04.2019, under Sections 148, 149, 323, 324, 452, 506, 326 of the Indian Penal Code, 1860, registered at Police Station Sadar Hansi, District Hisar.

As per prosecution case, petitioner along with others, armed with *gandasi*, had assaulted the complainant.

On 01.05.2019, while issuing notice of motion, this Court has passed the following order:-

“Contends that all the offences except Section 324, IPC are bailable.

Notice of motion for 18.07.2019.

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 Sub Inspector Kuldeep Singh, has stated that in terms of order dated 01.05.2019, the petitioner has joined investigation and his custodial interrogation is not required.

In view of the above, order dated 01.05.2019 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 19, 2019

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Whether speaking/ reasoned: Yes/No

Whether Reportable: Yes/No