

IN THE HIGH COURT OF PUNJAB AND HARYANA  
AT CHANDIGARH

206

CRM-M-43475-2018

Date of Decision:11.01.2019

Butta Ram

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR.JUSTICE HARI PAL VERMA.

Present: Mr. Gaurav Partap Singh Pathania, Advocate,  
for the petitioner.

Mr. Jagmohan Ghumman, D.A.G., Punjab.

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HARI PAL VERMA, J.(Oral)

Prayer in the present petition filed under Section 438 of the Code of Criminal Procedure, 1973 is for grant of anticipatory bail to the petitioner in FIR No.63 dated 23.05.2014 under Sections 376, 511 IPC (the offence punishable under Section 450 IPC was added later on), registered at Police Station Division No.2, Pathankot.

Learned counsel for the petitioner has argued that initially, the FIR was registered under Sections 376, 511 IPC. The petitioner had approached this Court by way of CRM-M-21612-2014 and vide order dated 29.09.2015, he was admitted on anticipatory bail. Thereafter, the offence punishable under Section 450 IPC was added during the course of investigation, which has necessitated the petitioner to re-approach this Court for the relief of anticipatory bail.

Vide order dated 01.10.2018, arrest of the petitioner was stayed

and he was directed to be released on interim bail on his furnishing bail bonds and surety bonds to the satisfaction of the trial court/Duty Magistrate.

Learned counsel for the petitioner states that pursuant to the aforesaid order passed by this Court, petitioner has appeared before the trial court and has been admitted on bail.

Learned State counsel, on instructions from ASI Rajesh Kumar, does not dispute the fact that initially, the petitioner had been granted anticipatory bail for the offence punishable under Sections 376, 511 IPC and thereafter, the offence punishable under Section 450 IPC was added during the course of investigation.

I have heard learned counsel for the parties.

In view of the fact that for the offences punishable under Sections 376, 511 IPC, petitioner has already been granted bail, he is admitted on bail for the newly added Section 450 IPC as well. Accordingly, the present petition is allowed and the interim bail granted to the petitioner vide order dated 01.10.2018 is made absolute.

**January 11, 2019**  
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**(HARI PAL VERMA)**  
**JUDGE**

Whether speaking/reasoned: Yes/No

Whether Reportable: Yes/No