

CRM-M-43540-2018

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

CRM-M-43540-2018

Date of Decision: 12.04.2019

Anand

... Petitioner

Versus

State of U.T. Chandigarh

... Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Vivek Suri, Advocate for
Mr. Mahender Pal, Advocate,
for the petitioner.

Mr. Rajiv Vij, A.P.P., U.T. Chandigarh.

INDERJIT SINGH, J. (Oral)

Petitioner has filed this petition under Section 438 of the Code of Criminal Procedure, 1973 (for brevity, 'Cr.P.C.') for grant of anticipatory bail in case FIR No.263 dated 04.09.2018, registered at Police Station Industrial Area, U.T. Chandigarh, under Sections 147, 149, 323, 457 and 506 of the Indian Penal Code.

Notice of motion was issued in this case. Learned A.P.P. for U.T. Chandigarh put in appearance on behalf of the respondent-U.T.Chandigarh and contested this petition.

I have heard learned counsel for the petitioner as well as learned A.P.P. for U.T. Chandigarh and gone through the record.

From the record, I find that in pursuance of the interim order

CRM-M-43540-2018

dated 08.01.2019 passed by this Court, the petitioner has already joined the investigation. He is not required for custodial interrogation. Nothing is to be recovered from him. Therefore, no useful purpose will be served by sending him to custody.

Keeping in view the facts and circumstances of the present case; without discussing the facts of the case in minute details and without expressing any opinion on the merits of the case, I find merit in this petition and the same is allowed. The order dated 08.01.2019, granting interim bail to the petitioner, is made absolute. However, the petitioner shall join the investigation as and when called upon to do so and shall abide by the conditions of Section 438 (2) Cr.P.C.

12.04.2019

parveen kumar

**(INDERJIT SINGH)
JUDGE**

Note:	Whether speaking/reasoned	:	Yes
	Whether reportable	:	No