

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

**CRM-M No.43639 of 2018 (O&M)
Date of Decision: 24.05.2019**

Dharminder Singh

..... Petitioner

Versus

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present:- Mr. Nirmal Singh Kandhola, Advocate for the petitioner.

Mr. Sandeep Kumar, Deputy Advocate General, Punjab
for the respondent/State.

MAHABIR SINGH SINDHU, J. (Oral)

Present petition has been filed under Section 438 Cr.P.C. for grant of anticipatory bail to the petitioner in case FIR No.20 dated 03.02.2018, under Sections 379, 188 of the Indian Penal Code, 1860; Sections 4 (1), 21(1) of the Mines and Minerals (Development and Regulation) Act, 1957, registered at Police Station Chamkaur Sahib, District Rupnagar.

This Court, while issuing notice of motion on 04.10.2018, passed the following order:-

“ *Notice of motion for 31.01.2019.*

Meanwhile, in the event of arrest of the petitioner by the Arresting/Investigating Officer, he shall be released on interim bail subject to the following conditions:-

- 1. That he shall make himself available for interrogation by a Police Officer as and when required;*

2. That he shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the Court or to any Police Officer and;
3. That he shall not leave India without prior permission of the Court. ”

Contends that in terms of above order, petitioner has joined the investigation and his custodial interrogation is no longer required.

The aforesaid factual position is duly acknowledged by learned State Counsel, on instructions from ASI Devinder Singh.

In view of above, interim order dated 04.10.2018 is made absolute subject to the conditions as envisaged under Section 438(2) Cr.P.C. and the present petition stands disposed off.

It is made clear that the petitioner shall fully co-operate with the Investigating Officer as and when called for further investigation.

May 24, 2019

(MAHABIR SINGH SINDHU)
JUDGE

Gagan

Whether speaking/reasoned	Yes/No
Whether Reportable	Yes/No