

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

**CRM-M No.43949 of 2018 (O&M)
Date of Decision: 11.02.2019**

Khurshid and another

..... Petitioners

Versus

State of Haryana

..... Respondent

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present:- Mr. Saleem Ahmed, Advocate for the petitioners.

Mr. Yashwinder Singh, Deputy Advocate General, Haryana
for the respondent/State.

Mr. Sarfraj Hussain, Advocate for the complainant.

MAHABIR SINGH SINDHU, J. (Oral)

Present petition has been filed under Section 438 Cr.P.C. for grant of anticipatory bail to the petitioners in case FIR No.84 dated 10.05.2018, under Sections 186, 332, 353, 307, 224, 225 of the Indian Penal Code, 1860 and Sections 25/54/59 of the Arms Act, 1959, registered at Police Station Bichhore.

This Court, while issuing notice of motion on 23.10.2018 passed the following order:-

“ *It is a case of no injury.*

Notice of motion for 10.1.2019.

In the meanwhile, the petitioners are directed to surrender before the police and join investigation within a week. In the event of their arrest being required, they shall be released on interim bail till the next date, subject to their furnishing bonds to the satisfaction of Arresting Officer. However, they

shall abide by the terms and conditions as envisaged under Section 438(2)(i) to (iv) Cr.P.C. failing which they shall loose the benefit of interim bail allowed to them. ”

Today, learned Counsel for the petitioners submits that both the petitioners have joined the investigation in terms of order dated 23.10.2018 and their custodial interrogation is no longer required.

The aforesaid factual position is duly acknowledged by learned State Counsel, on instructions from H.C. Rishipal.

In view of above, interim order dated 23.10.2018 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 petitioners shall fully co-operate with the Investigating Officer as and when called for further investigation.

The observations may not be considered as an expression of opinion on the merits of the case.

February 11, 2019
Gagan

(MAHABIR SINGH SINDHU)
JUDGE

Whether speaking/reasoned	Yes
Whether Reportable	No