

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

**CRM-M No.20938 of 2019 (O&M)
Date of Decision: 15.07.2019**

Surjit Singh

..... Petitioner

Versus

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present:- Mr. Siddharth Gupta, Advocate for the petitioner.

Mr. Venu Gopal Jauhar, Sr. DAG, 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.0033 dated 11.04.2019, under Sections 341, 323, 379-B, 427, 148 and 149 of the Indian Penal Code, 1860, registered at Police Station Dayalpura, District Bathinda.

This Court, while issuing notice of motion on 08.05.2019, passed the following order:-

“ Contends that petitioner, who is 72 years of age and Member Panchayat, was stopping the complainant party to sell liquor in the Village by loading the same in an open vehicle and, therefore, the complainant party lodged the FIR in question.

Notice of motion for 15.07.2019.

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. ”

Contents that in terms of above order, petitioner has joined the investigation.

Learned State Counsel, on instructions from ASI Rajpal Singh, has acknowledged that in terms of order dated 08.05.2019, petitioner has joined the investigation and his custodial interrogation is not required.

In view of above, interim order dated 08.05.2019 is made absolute subject to the conditions envisaged under Section 438(2) Cr.P.C.

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

Disposed off accordingly.

July 15, 2019

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**(MAHABIR SINGH SINDHU)
JUDGE**

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether Reportable</i>	<i>Yes/No</i>