

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

CRM-M-52042 of 2018
Date of Decision:20.02.2019

Sukhwinder Singh

....Petitioner

Versus

State of Punjab

....Respondent

CORAM:HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present: Mr. Sanjeev Banga, Advocate
for the petitioner.

Mr. Sandeep Kumar, DAG, Punjab.

MAHABIR SINGH SINDHU, J.(Oral)

The present petition has been filed under Section 438 of the Code of Criminal Procedure for grant of anticipatory bail to the petitioner in FIR No. 229 dated 13.07.2018, under Sections 406, 420, 506 and 120-B of the Indian Penal code, 1860 registered at Police Station Dakha, District Ludhiana.

On 27.11.2018, while issuing notice of motion this Court has passed the following order:

“Contentends that neither petitioner has been named in the FIR nor there is any allegation levelled against him.

Notice of motion for 29.01.2019.

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 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.”

It is contended by learned counsel for the petitioner that

in terms of the order dated 27.11.2018, the petitioner has joined the investigation.

On instructions from ASI Tarsem, the above factual position is duly acknowledged by learned State counsel and stated that the custodial interrogation of the petitioner is no longer required in the present case.

In view of the fact that the occurrence is alleged to have taken place on 26.09.2016 and the FIR has been registered on 13.07.2018 i.e. approximately after a period of two years.

Accordingly, the order dated 27.11.2018 is made absolute subject to the provisions of Section 438(2) Cr. P.C.

Petition stands disposed off.

[MAHABIR SINGH SINDHU]
JUDGE

February 20, 2019
rashmi

Whether speaking/reasoned	yes/no
Whether reportable?	yes/no