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

CRM-M-52196 of 2018 (O&M)

Date of decision: September 06, 2019

Supinder Singh @ Sonu and another

.....Petitioners

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present: Mr. Prateek Sodhi, Advocate for
Mr. Gagandeep Jammu, Advocate for petitioner No.2.

Mr. H.S. Multani, AAG Punjab.
Mr. Gopal Singh Nahel, Advocate for the complainant.

MAHABIR SINGH SINDHU, J (Oral)

Present petition has been filed under Section 438 of the Code of Criminal Procedure, 1973 (for short 'Cr. P.C.') for grant of anticipatory bail to petitioners, in FIR No.67 dated 15.10.2018, under Sections 307, 379-B, 341, 323, 506, 148 and 149 of Indian Penal Code, 1860 and Sections 25 and 27 of Arms Act, 1959, registered at Police Station Mullanpur, District SAS Nagar.

Petition qua petitioner No.1 has been ordered to be infructuous vide order dated 18.01.2019 passed by this Court.

As per prosecution case, petitioner No.2 gave sword blow on the right side of head of the complainant and raised *lalkara* to kill him. He also pointed pistol on the complainant and threatened him with dire consequences.

On 14.03.2019, this Court has passed the following order:-

“Learned State counsel seeks time to have instructions regarding latest status of cases mentioned in paragraph no.5 of the affidavit dated 04.02.2019.

On his request, adjourned to 21.05.2019.

In the meanwhile, the petitioner no.2 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 clarified that information of pending cases along with their latest status be provided specifically, failing which exemplary costs would be imposed upon the concerned Police Officer.”

Learned State counsel, on instructions from Assistant Sub Inspector Avtar Singh has stated that in terms of order dated 14.03.2019, petitioner No.2 has joined investigation and his custodial interrogation is not required.

In view of the above, order dated 14.03.2019 granting interim bail to petitioner No.2, is made absolute subject to the provisions of Section 438(2) Cr. P.C.

Petition stands disposed off, accordingly.

However, it is made clear that petitioner No.2 shall fully co-operate with the Investigating Officer as and when called for further investigation.

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

(MAHABIR SINGH SINDHU)
JUDGE

September 06, 2019

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Whether speaking/ reasoned: Yes/No

Whether Reportable: Yes/No