

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M No.53993 of 2018

Date of decision: 9.4.2019

Deepak Kumar

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Mr.Sandeep Kumar Bokolia, Advocate for the petitioner.

Mr.H.S.Sitta, AAG Punjab.

MANOJ BAJAJ, J. (ORAL)

By filing the present petition under Section 438 of the Code of Criminal Procedure, the petitioner has sought anticipatory bail in FIR No. 262 dated 10.11.2018 under Sections 452, 324, 506, 148, 149 IPC registered at Police Station City Faridkot, District Faridkot.

On 6.12.2018, this Court had passed the following order :-

“Learned counsel for the petitioner contends that mother of the petitioner had already made a complaint dated 09.11.2018 (Annexure P-2) against the complainant in FIR No.262 dated 10.11.2018. The alleged occurrence according to the petitioner took place on 8.11.2018 when the assailants including the complainant in the said FIR barged into his house.

Notice of motion for 22.1.2019.

Meanwhile, the petitioner shall join the investigation and would come present as and when called for and in the event of arrest, the petitioner shall be admitted to interim bail on his furnishing personal and surety bonds to the satisfaction of Arresting/Investigating Officer. The petitioner shall also abide by the conditions as specified under Section 438(2) Cr.P.C.”

Learned counsel for the petitioner contends that in pursuance of the order dated 6.12.2018, the petitioner has joined the investigation.

Learned State counsel, on instructions of ASI Chamkaur submits that the petitioner has joined the investigation and he is not required for custodial interrogation.

In view of the above, without expressing any opinion on the merits of the case, the interim bail granted by this Court vide order dated 6.12.2018, is made absolute.

The petition stands allowed.

April 9, 2019
Meenu

(MANOJ BAJAJ)
JUDGE

Whether speaking / reasoned : Yes/No
Whether reportable : Yes/No