

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

**CRM-M No.54248 of 2018 (O&M)
Date of Decision: 30.01.2019**

Gurpinder Singh

..... Petitioner

Versus

State of Punjab and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present:- Mr. Manik Makkar, Advocate for the petitioner.

Mr. C.L.Pawar, Senior Deputy Advocate General, Punjab
for respondent Nos.1 to 3.

MAHABIR SINGH SINDHU, J. (Oral)

Present petition under Section 438 Cr.P.C. has been filed for grant of anticipatory bail to the petitioner in case FIR No.0109 dated 28.09.2018, under Sections 326, 324, 323, 506, 34 of the Indian Penal Code, 1860, registered at Police Station Bhindi Saidan.

On the previous date of hearing i.e. 11.12.2018, this Court passed the following order:-

“ Contends that there is a cross version submitted by the petitioner before the police along with the MLR but no action has been taken so far. Further contends that alleged occurrence is said to have taken place on 09.09.2018 and the present FIR was registered on 28.09.2018.

Leaned State counsel seeks time to verify the factum of cross version made at the instance of the present petitioner.

Adjourned to 30.01.2019.

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. ”

Today, learned Counsel for the petitioner submits that the petitioner has joined the investigation in terms of order dated 11.12.2018 and his custodial interrogation is no longer required.

The aforesaid factual position is duly acknowledged by learned State Counsel, on instructions from A.S.I. Gurmeet Singh.

In view of above, interim order dated 11.12.2018 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 petitioner 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.

January 30, 2019

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**(MAHABIR SINGH SINDHU)
JUDGE**

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