

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

CRM-M-54539 of 2018
Date of Decision:21.01.2019

ADRASH

....Petitioner

Versus

STATE OF HARYANA

....Respondent

CORAM:HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present: Mr. Sandeep Gahlawat, 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 case FIR No.350 dated 27.09.2018 registered under Section 379 of the Indian Penal Code (Sections 411 and 201 of IPC added later on) at Police Station Civil Lines Jind, District Jind.

On 10.12.2018, while issuing notice of motion the following order was passed by this Court:

“ Contend that no other criminal case is pending against the petitioner and in pursuance of the order dated November 29, 2018 passed by learned Additional Sessions Judge, he joined the investigation and still ready

to join the same.

Notice of motion for January 21, 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 10.12.2018, the petitioner has joined investigation and his custodial interrogation is no longer required.

On instructions from ASI Jagga Singh, 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 view of the above, the order dated 10.12.2018 is made absolute subject to the provisions of Section 438(2) Cr. P.C.

Petition stands disposed off.

[MAHABIR SINGH SINDHU]
JUDGE

January 21, 2019
rashmi

Whether speaking/reasoned
Whether reportable?

yes/no
yes/no