

203-2

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

CRM-M-25836 of 2019

Date of decision: November 21, 2019

Ajay Kumar Maurya

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present: Mr. G.S. Manku, Advocate for the petitioner.

Mr. H.S. Multani, AAG Punjab.

MAHABIR SINGH SINDHU, J

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 petitioner, in FIR No.54 dated 25.03.2019, under Sections 307, 341, 323, 324, 148, 149 of the Indian Penal Code, 1860, registered at Police Station City Kapurthala, District Kapurthala.

On 31.05.2019, while issuing notice of motion, this Court has passed the following order:-

“Contends that there is delay of 28 days in lodging the FIR.

Notice of motion for 09.08.2019.

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 in the present case 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.

To be heard along with CRM-M-20546-2019.”

Learned State counsel, on instructions from ASI Kewal Singh, has stated that in terms of order dated 31.05.2019, the petitioner has joined investigation and his custodial interrogation is not required.

In view of the above, order dated 31.05.2019 granting interim bail to the petitioner, 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 the petitioner 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

November 21, 2019

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Whether speaking/ reasoned: Yes/No

Whether Reportable: Yes/No