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

CRM-M-26760 of 2019

Date of decision: September 24, 2019

Manjinder Singh and another

.....Petitioners

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present: Mr. Ranbir Singh Sekhon, Advocate for the petitioners.

Mr. V.G. Jauhar, Senior DAG 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 the petitioners, in FIR No.79 dated 13.12.2018, under Sections 457/380 of the Indian Penal Code, 1860 (for short 'IPC'), registered at Police Station City Zira, District Ferozepur.

On 04.07.2019, this Court has passed the following order:-

“Contends that neither the petitioners are named in the FIR; nor any recovery is to be effected from them. Also contends that petitioners are ready to compensate the complainant up to the extent of their share. Further contends that there is no other criminal case pending against the petitioners.

Learned State Counsel wishes to verify the pendency of the criminal cases pending against the petitioners.

Adjourned to 14.08.2019 for further consideration.

In the meanwhile, the petitioners are directed to join the investigation before the Investigating Officer. In the

event of their arrest, the Arresting Officer would admit them to interim bail in the present case till the next date of hearing on their furnishing adequate bail and surety bonds to his satisfaction. The petitioners are also directed to abide by all the conditions as envisaged under Section 438(2) Cr.P.C.”

Learned State counsel, on instructions from police official present in Court to assist him, has stated that in terms of order dated 04.07.2019, the petitioners have joined investigation and their custodial interrogation is not required as the recovery has been effected from them.

In view of the above, order dated 04.07.2019 granting interim bail to the petitioners, 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 petitioners 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 24, 2019

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Whether speaking/ reasoned: Yes/No

Whether Reportable: Yes/No