

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

**CRM-M No.27079 of 2019 (O&M)
Date of Decision: 17.07.2019**

Gaurav Chopra and another

..... Petitioners

Versus

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present:- Mr. Swarn Tiwana, Advocate for the petitioners.

Mr. Venu Gopal Jauhar, Sr. DAG, Punjab
for the respondent/State.

MAHABIR SINGH SINDHU, J. (Oral)

Present petition has been filed under Section 438 Cr.P.C. for grant of anticipatory bail to the petitioners in cross-case bearing DDR No.30 dated 13.05.2019 (P-1), under Sections 326, 323, 34 of the Indian Penal Code, 1860 (*for short 'IPC'*), recorded in FIR No.112 dated 11.05.2019, under Sections 326, 323, 451, 506, 34, IPC (Section 307, IPC added later on), registered at Police Station Jamalpur, Police Commissionerate District Ludhiana.

This Court, while issuing notice of motion on 20.06.2019, passed the following order:-

“ Instant petition has been filed under Section 438 Cr.P.C seeking concession of anticipatory bail to the petitioners in cross case DDR No.30 dated 13.5.2019 under sections 326, 323, 34 I.P.C lodged in FIR No.112 dated 11.5.2019 under sections 326, 323, 451, 506, 34 I.P.C (section 307 I.P.C was added later on), registered at Police Station, Jamalpur.

Counsel would submit that the date of the alleged

occurrence was 11.5.2019 and immediately thereafter a compromise/settlement has been entered into between the parties i.e. on 27.5.2019. Further submitted that based on the compromise even quashing petitions under Section 482 Cr.P.C i.e. CRM-M-26022-2019 and CRM-M-25661-2019 have been filed in this Court and which are now fixed for hearing on 17.7.2019.

Notice of motion, returnable for 17.7.2019.

In the meanwhile, petitioners are directed to join investigation.

In the event of arrest, the petitioners shall be released on interim bail subject to the satisfaction of the Arresting Officer/Investigating Officer. The petitioners shall join investigation as and when called upon to do so and they shall remain bound by the conditions as envisaged under Section 438(2) Cr.P.C. ”

Contents that in terms of above order, petitioners have joined the investigation.

Learned State Counsel, on instructions from ASI Ram Prakash, has acknowledged that in terms of order dated 20.06.2019, petitioners have joined the investigation and their custodial interrogation is not required.

In view of above, interim order dated 20.06.2019 is made absolute subject to the conditions envisaged under Section 438(2) Cr.P.C.

It is also made clear that petitioners shall fully co-operate with the Investigating Officer as and when called for further investigation.

Disposed off accordingly.

July 17, 2019

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**(MAHABIR SINGH SINDHU)
JUDGE**

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