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

CRM-M-27304 of 2019

Date of decision: October 15, 2019

Bharat Singh

.....Petitioner

Versus

State of Haryana

.....Respondent

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present: Mr. Sanjeev Majra, Advocate for the petitioner.

Mr. Arun Beniwal, DAG Haryana.

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.1003 dated 08.10.2015, under Sections 420, 406, 506 of the Indian Penal Code, 1860 (for short 'IPC'), registered at Police Station Sadar Hisar, District Hisar.

On 09.09.2019, this Court has passed the following order:-

“Learned State counsel seeks some time to comply with the order dated 05.07.2019 passed by this Court.

Adjourned to 15.10.2019.

Since allegations pertains to the year 2012 and the present FIR has been registered after a period of three years, the petitioner is directed to join 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.”

Reply by way of affidavit of Joginder Sharma, Deputy

Superintendent of Police (Law & Order), Hisar filed by learned State counsel, today in Court, is taken on record. A copy thereof has been supplied to the counsel opposite.

Learned State counsel has pointed out that during investigation, petitioner was arrayed as an accused, in this case. However, on instructions from ASI Mahender, he has stated that in terms of order dated 09.09.2019, petitioner has joined investigation and his custodial interrogation is not required.

In view of the above, order dated 09.09.2019 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

October 15, 2019

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Whether speaking/ reasoned: Yes/No

Whether Reportable: Yes/No