

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

**CRM-M No.28173 of 2019 (O&M)
Date of Decision: 14.08.2019**

Sher Khan

..... Petitioner

Versus

State of Haryana

..... Respondent

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present:- None for the petitioner.

ASI Kailash Chand 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 petitioner in case FIR No.257 dated 27.03.2019, under Sections 148, 149, 323, 324, 326, 452, 379-A, 506 of the Indian Penal Code, 1860 (Sections 148, 149, 452 and 379-A, IPC deleted later on), registered at Police Station Nuh, District Nuh.

This Court, while issuing notice of motion on 05.07.2019, passed the following order:-

“ Contends that out of total seven accused, six have already been declared as innocent by the police during investigation and Section 326, IPC was added later on. Also contends that there is no other criminal case pending against the petitioner.

Notice of motion for 14.08.2019.

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 in the present case 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. ”

Today, ASI Kailash Chand, who is present in the Court, submits that petitioner has joined the investigation in terms of order dated 05.07.2019 and his custodial interrogation is not required.

In view of above, interim order dated 05.07.2019 is made absolute subject to the conditions as envisaged under Section 438(2) Cr.P.C. and the present petition stands disposed off.

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

The observations may not be considered as an expression of opinion on the merits of the case.

August 14, 2019

Gagan

**(MAHABIR SINGH SINDHU)
JUDGE**

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