

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

CRM-M-29946-2019

Date of Decision:-02.11.2019

JASKARAN SINGH @ PHAGA

.....Petitioner

V/S

STATE OF PUNJAB

.....Respondent

CORAM: HON'BLE MR. JUSTICE ARUN KUMAR TYAGI

Present : Mr. Sukhdev Singh Khokher, Advocate
for the petitioner.

Mr. Sandeep Singh Deol, D.A.G. Punjab.

ARUN KUMAR TYAGI, J. (ORAL)

Prayer in this petition under Section 438 of the Code of Criminal Procedure, 1973, is for grant of concession of Anticipatory Bail to the petitioner in a case FIR No. 40 dated 14.06.2019 under Section 381 IPC registered at Police Station Dhilwan, District Kapurthala.

While issuing notice of motion, the petitioner was ordered to be released on interim bail in the event of arrest on furnishing of bail bonds to the satisfaction of arresting/investigating officer with the conditions that the petitioner shall join the investigation as and when called upon to do so and cooperate with the Investigating Officer and shall also abide by the conditions as provided under Section 438(2) Cr.P.C.

Learned State Counsel has on instructions from Sh. Paramjit Singh, ASI present in the court, submitted that the petitioner has joined the investigation and his custodial interrogation is not required in the case.

In view of the facts and circumstances of the case, particularly the fact that custodial interrogation of the petitioner is not required in the case but without expressing any opinion on the merits of the case, I am of the considered view that the petitioner deserves the concession of anticipatory bail. Therefore, the petition is allowed and order dated 17.07.2019 granting interim bail to the petitioner is made absolute. However, the petitioner shall join the investigation again if and as and when called upon to do so and shall abide by the conditions enumerated in Section 438 (2) of the Cr.P.C.

02.11.2019

Rajeev (rvs)

**(ARUN KUMAR TYAGI)
JUDGE**

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No