

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

CRM-M No.30167 of 2019 (O&M)

Date of Decision: 23.09.2019

Harkesh Singh @ Rakesh Singh

..... Petitioner

Versus

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present:- Mr. Ashok Kumar Sama, Advocate for the petitioner.

Mr. Venu Gopal Jauhar, Sr. Deputy Advocate General, 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 petitioner in case bearing FIR No.50 dated 27.05.2019, under Sections 379-B and 323 of the Indian Penal Code, 1860 (*for short 'IPC'*), registered at Police Station Sadar Jalalabad, District Fazilka.

This Court, on the previous date of hearing i.e. 22.07.2019, passed the following order:-

“ Contends that injuries are simple in nature and there was no incident of snatching, rather petitioner gave only a slap to the son of the complainant on account of some altercation between the parties.

Learned State counsel wishes to verify the injuries suffered by the complainant.

Adjourned to 23.09.2019.

In the meanwhile, 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) of Code of Criminal Procedure, 1973 . ”

Contents that in terms of above order, petitioner has joined the investigation.

Learned State Counsel, on instructions from H.C. Gurcharan Singh, has acknowledged that in terms of order dated 22.07.2019, petitioner has joined the investigation and his custodial interrogation is not required.

In view of above, interim order dated 22.07.2019 is made absolute subject to the conditions as envisaged under Section 438(2) Cr.P.C.

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

Disposed off accordingly.

September 23, 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>