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

CRM-M-31806 of 2019

Date of decision: September 25, 2019

Channa Ram

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present: None for the petitioner.

Mr. V.G. Jauhar, Senior DAG Punjab.

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.36 dated 26.05.2019, under Sections 406, 420 of the Indian Penal Code, 1860 (for short 'IPC'), registered at Police Station Balachaur, District SBS Nagar.

On 21.08.2019, while issuing notice of motion, this Court has passed the following order:-

“Contends that on earlier occasion also, similar complaint was made, which was enquired by the police and reference is made to Enquiry Report (P-1). Now on the same set of allegations, present FIR has been registered.

Notice of motion for 25.09.2019.

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.”

Learned State counsel, on instructions from police official present in Court to assist him, has stated that in terms of order dated 21.08.2019, the petitioner has joined investigation and his custodial interrogation is not required.

In view of the above, order dated 21.08.2019 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

September 25, 2019

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Whether speaking/ reasoned: Yes/No

Whether Reportable: Yes/No