

211-2

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

CRM-M-32626 of 2019

Date of decision: November 07, 2019

Sushil Kumar

.....Petitioner

Versus

State of Haryana

.....Respondent

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present: Mr. Kuldeep Singh, 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.100 dated 22.03.2019, under Sections 148, 149, 323, 324, 326, 506, 120-B of the Indian Penal Code, 1860 (for short 'IPC'), registered at Police Station Naraingarh, Tehsil Naraingarh, District Ambala.

On 11.09.2019, this Court has passed the following order:-

“Contends that petitioner has not been attributed any injury in this case and moreover, co-accused, namely, Manjeet and Sushil have already been granted the concession of pre-arrest bail.

Notice of motion for 07.11.2019.

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 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 SI Gurmukh Singh, has stated that in terms of order dated 11.09.2019, the petitioner has joined investigation and his custodial interrogation is not required.

In view of the above, order dated 11.09.2019 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

November 07, 2019

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Whether speaking/ reasoned: Yes/No

Whether Reportable: Yes/No