

217-2

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

CRM-M-34743 of 2019

Date of decision: October 03, 2019

Kulwant Singh

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present: Mr. Simranjit Singh, Advocate for the petitioner.

Mr. H.S. Multani, AAG Punjab.

Mr. J.S. Warrich, Advocate for

Mr. Vipin Mahajan, Advocate for the complainant.

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.52 dated 13.06.2019, under Sections 324, 323, 427, 506, 148, 149 of the Indian Penal Code, 1860 (for short 'IPC') (Sections 325, 326 of IPC added later on), registered at Police Station Dhariwal.

On 27.08.2019, while issuing notice of motion, this Court has passed the following order:-

“Contends that only lalkara has been attributed to the petitioner.

Notice of motion for 03.10.2019.

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 ASI Hira Singh, has stated that in terms of order dated 27.08.2019, the petitioner has joined investigation and his custodial interrogation is not required. Also stated that the matter has been compromised between the parties.

In view of the above, order dated 27.08.2019 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

October 03, 2019

mahavir

Whether speaking/ reasoned: Yes/No

Whether Reportable: Yes/No