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

CRM-M-37637 of 2019

Date of decision: November 06, 2019

Vijay Kumar

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present: Ms. Ekjot Sandhu, Advocate for the petitioner.

Mr. H.S. Multani, AAG 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.0087 dated 19.03.2019, under Sections 452, 326, 324, 323, 506, 148, 149 of the Indian Penal Code, 1860, registered at Police Station City Barnala.

On 06.09.2019, while issuing notice of motion, this Court has passed the following order:-

“Contends that co-accused of the petitioner, namely, Kuldeep Singh, Sanjiv Kumar, Sikander and Sajan Kumar have already been granted concession of pre-arrest bail by this Court vide CRM M- 19956 of 2019 and the injury attributed to the petitioner is simple in nature.

Notice of motion for 06.11.2019.

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 HC Makhan Singh, has stated that in terms of order dated 06.09.2019, the petitioner has joined investigation and his custodial interrogation is not required.

In view of the above, order dated 06.09.2019 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 06, 2019

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Whether speaking/ reasoned: Yes/No

Whether Reportable: Yes/No