

211-4

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

CRM-M-39533 of 2019

Date of decision: October 14, 2019

Gursahib Singh @ Sahib Singh @ Sabhi and another

.....Petitioners

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present: Mr. Amit Arora, Advocate for the petitioners.

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

Mr. P.B.S. Goraya, 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 petitioners, in FIR No.129 dated 04.08.2019, under Sections 458, 325, 324, 323, 148, 149 of the Indian Penal Code, 1860, registered at Police Station Gharinda, District Amritsar Rural.

On 17.09.2019, while issuing notice of motion, this Court has passed the following order:-

“Contends that co-accused Dilbagh Singh with similar allegations has already been granted the concession of interim protection by this Court. Reference is made to Annexure P-3.

Notice of motion for 14.10.2019.

To be heard along with CRM M-37142 of 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 Vijay Kumar, has stated that in terms of order dated 17.09.2019, the petitioners have joined investigation and their custodial interrogation is not required.

In view of the above, order dated 17.09.2019 granting interim bail to the petitioners, 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 petitioners 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 14, 2019

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Whether speaking/ reasoned: Yes/No

Whether Reportable: Yes/No