IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRM-M No.41274 of 2019 (O&M)
Date of Decision: 31.10.2019

Shiva Sharma

..... Petitioner

Versus

State of Punjab and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present:- Mr. Brijeshwar Singh Bhalla, Advocate for the petitioner.

Mr. V.G.Jauhar, Sr. DAG, Punjab for respondent No.1/State.

Mr. Gurminder Singh Phull, Advocate for respondent Nos.2 & 3.

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MAHABIR SINGH SINDHU, J. (Oral)

Present petition has been filed under Section 438 Cr.P.C. for grant of anticipatory bail to the petitioner in case bearing FIR No.149 dated 19.06.2019, under Sections 379-B, 341, 427, 148 and 149 of the Indian Penal Code, 1860, registered at Police Station City Moga, District Moga.

This Court, while issuing notice of motion on 25.09.2019, passed the following order:-

> *" Contends that matter has been compromised between the parties.*
>
> *Notice of motion for 31.10.2019.*
>
> *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. "*

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Contends that in terms of above order, petitioner has joined the investigation.

Learned State Counsel, on instructions from ASI Amarjeet, has acknowledged that in terms of order dated 25.09.2019, petitioner has joined the investigation and his custodial interrogation is not required.

In view of above, interim order dated 25.09.2019 is made absolute subject to the conditions as envisaged under Section 438(2) Cr.P.C.

It is also made clear that petitioner shall fully co-operate with the Investigating Officer as and when called for further investigation.

Disposed off accordingly.

October 31, 2019 **(MAHABIR SINGH SINDHU)**
Gagan **JUDGE**

Whether speaking/reasoned	*Yes/No*
Whether Reportable	*Yes/No*

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