

215

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

CRM-M-41985 of 2019

Date of decision: November 05, 2019

Harjinder Singh

.....Petitioner

Versus

State of Haryana

.....Respondent

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present: Mr. Jagjot Singh Lalli, 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.186 dated 24.08.2019, under Sections 332, 353, 186, 506, 365, 430, 379-A, 34 of the Indian Penal Code, 1860, registered at Police Station Sadar, Sirsa, Haryana.

On 30.09.2019, while issuing notice of motion, this Court has passed the following order:-

“Contends that the petitioner along with his brother is owner of 7 acres of land and they are having their own tubewell running on the same and as such there is no occasion to commit any theft of water from the channel.

Notice of motion for 01.11.2019.

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 ASI Tara Chand, has stated that in terms of order dated 30.09.2019, the petitioner has joined investigation and his custodial interrogation is not required.

In view of the above, order dated 30.09.2019 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 05, 2019

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Whether speaking/ reasoned: Yes/No

Whether Reportable: Yes/No