

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

**CRM-M No.42557 of 2019 (O&M)
Date of Decision: 17.12.2019**

Kamaljit Singh @ Kanwaljit Singh

..... Petitioner

Versus

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present:- Mr. Sandeep Arora, Advocate for the petitioner.

Mr. Harpreet Singh Multani, AAG, Punjab
for the respondent/State.

MAHABIR SINGH SINDHU, J. (Oral)

Present petition has been filed under Section 438 Cr.P.C. for grant of pre-arrest bail to the petitioner in cross-case bearing DDR No.22 dated 28.08.2019, under Sections 323, 324, 341, 379, 148, 149 of the Indian Penal Code, 1860 (Section 326, IPC added later on) in a case bearing FIR No.69 dated 28.08.2019, under Sections 323, 324, 326, 336, 379, 148, 149 of the Indian Penal Code, 1860 and Sections 25, 27, 54, 59 of the Arms Act, 1959, registered at Police Station Tibber, District Gurdaspur.

This Court, on the previous date of hearing i.e. 22.10.2019, passed the following order:-

“ Learned counsel for the petitioner contends that it is a version and cross-version case and the petitioner is ready to join investigation. Also contends that Section 326 of the Indian Penal Code has been added later on.

Learned State counsel seeks some time to verify the above factual position.

Adjourned to 17.12.2019.

In the meanwhile, the petitioner is directed to join 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. ”

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

Learned State Counsel, on instructions from ASI Rupinder Kumar, has acknowledged that in terms of order dated 22.10.2019, petitioner has joined the investigation and his custodial interrogation is not required.

In view of above, interim order dated 22.10.2019 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.

December 17, 2019

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**(MAHABIR SINGH SINDHU)
JUDGE**

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether Reportable</i>	<i>Yes/No</i>