224-3

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRM-M-44154 of 2019
Date of decision: November 16, 2019

Manoj Arora @ Gagan Arora

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present: Mr. Nitish Bhatia, Advocate for
Mr. Raj Kumar Bhatia, Advocate for the petitioner.

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

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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.111 dated 29.08.2019, under Sections 307, 323, 325 of the Indian Penal Code, 1860, registered at Police Station Phase-8, District SAS Nagar.

On 24.10.2019, this Court has passed the following order:-

"*On instructions from HC Jaswinder Singh, learned State counsel has apprised the Court that during investigation Section 307 of the Indian Penal Code has been deleted by the Police. He seeks some more time to have further instructions in the matter.*

Adjourned to 16.11.2019.

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

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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 police official present in Court to assist him, has stated that in terms of order dated 24.10.2019, the petitioner has joined investigation and his custodial interrogation is not required.

In view of the above, order dated 24.10.2019 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 16, 2019
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Whether speaking/ reasoned: Yes/No

Whether Reportable: Yes/No

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