

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

**CRM-M No.44823 of 2019 (O&M)
Date of Decision: 13.12.2019**

Sahil Kaith

..... Petitioner

Versus

State of Haryana

..... Respondent

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present:- Mr. Amarpreet Singh, Advocate for the petitioner.

Mr. Arun Beniwal, DAG, Haryana 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 case bearing FIR No.0307 dated 21.09.2019, under Section 25 of the Arms Act, 1959 and Sections 147, 148, 149, 323, 341, 506 of the Indian Penal Code, 1860, registered at Police Station City Mandi Dabwali, District Sirsa.

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

“ Contends that allegation against the petitioner is that he was having a dang and hit the complainant on the right hand; thus, at the maximum that could be an offence under Section 323 IPC.

Notice of motion for 13.12.2019.

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. ”

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

 Learned State Counsel, on instructions from H.C. Sukhchain, has acknowledged that in terms of order dated 22.10.2019, petitioner has joined the investigation and his custodial interrogation is not required. Also stated that there is no other criminal case pending against the petitioner.

 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 13, 2019
Gagan

(MAHABIR SINGH SINDHU)
JUDGE

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