

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

**CRM-M No.45556 of 2019 (O&M)
Date of Decision: 10.12.2019**

Sikander Singh

..... Petitioner

Versus

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present:- Mr. Rahul Kumar Prashar, Advocate for
Mr. B.B.S.Randhawa, Advocate for the petitioner.

Mr. V.G.Jauhar, Sr. DAG, 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 case bearing FIR No.81 dated 27.07.2019, under Sections 323, 326, 34 of the Indian Penal Code, 1860, registered at Police Station Khilchian, District Amritsar.

This Court, while issuing notice of motion on the previous date of hearing i.e. 24.10.2019, passed the following order:-

“ Contends that occurrence had taken place on 01.07.2019 whereas the present FIR was registered on 27.07.2019, thus, there is a considerable delay in lodging of the FIR.

Notice of motion for 10.12.2019.

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 A.S.I. Bhupinder, has acknowledged that in terms of order dated 24.10.2019, 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 24.10.2019 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 10, 2019

Gagan

(MAHABIR SINGH SINDHU)
JUDGE

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