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

CRM-M-46144 of 2019

Date of decision: December 02, 2019

Gurdas Singh

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present: Mr. Amaninder Singh Sekhon, Advocate for the petitioner.

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

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.81 dated 28.09.2019, under Section 382 of the Indian Penal Code, 1860, registered at Police Station Lakhewali, District Sri Muktsar Sahib.

On 29.10.2019, while issuing notice of motion, this Court has passed the following order:-

“Contends that petitioner is ready to pay an amount of Rs.17,000/- to the complainant subject to the final outcome of the petition.

Notice of motion for 02.12.2019.

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.

However, it is clarified that the amount of Rs.17,000/- be paid to the complainant by way of demand draft before the next date of hearing.”

Learned State counsel, on instructions from police official present in Court, has stated that in terms of order dated 29.10.2019, the petitioner has joined investigation and his custodial interrogation is not required.

In view of the above, order dated 29.10.2019 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

December 02, 2019

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Whether speaking/ reasoned: Yes/No

Whether Reportable: Yes/No