

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

**CRM-M No.62032 of 2018 (O&M)
Date of Decision: 30.01.2019**

Navdeep and another

..... Petitioners

Versus

State of Haryana

..... Respondent

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present:- Mr. Varun Dutt Atri, Advocate for
Mr. Aditya Sanghi, Advocate for the petitioners.

Mr. Yashwinder Singh, Deputy Advocate General, Haryana
for the respondent/State.

MAHABIR SINGH SINDHU, J. (Oral)

Present petition under Section 438 Cr.P.C. has been filed for grant of anticipatory bail to the petitioners, namely, Navdeep and Mahboob in case FIR No.189 dated 26.06.2017, under Sections 148, 149, 323, 341 and 379-B of the Indian Penal Code, registered at Police Station Julana, District Jind.

This Court, while issuing notice of motion on 21.12.2018, passed the following order:-

“ Contends that the petitioners are neither named in the FIR nor any material was found during investigation. Further contends that there is no other criminal case pending against the petitioners.

Notice of motion for 30.01.2019.

In the meanwhile, the petitioners are directed to join the investigation before the Investigating Officer. In the event of

their arrest, the Arresting Officer would admit them to interim bail till the next date of hearing on their furnishing adequate bail and surety bonds to his satisfaction. The petitioners are also directed to abide by all the conditions as envisaged under Section 438(2) Cr.P.C.

In case the assertion made by the counsel for the petitioners is found incorrect, the petition would be liable to be dismissed with exemplary costs. ”

Today, learned Counsel for the petitioners submits that the petitioners have joined the investigation in terms of order dated 21.12.2018 and their custodial interrogation is no longer required.

The aforesaid factual position is duly acknowledged by learned State Counsel, on instructions from S.I. Kishori Lal.

In view of above, interim order dated 21.12.2018 is made absolute subject to the conditions as envisaged under Section 438(2) Cr.P.C. and the present petition stands disposed off.

It is made clear that the petitioners shall fully co-operate with the Investigating Officer as and when called for further investigation.

The observations may not be considered as an expression of opinion on the merits of the case.

January 30, 2019

Gagan

**(MAHABIR SINGH SINDHU)
JUDGE**

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