

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

**CRM-M No.48754 of 2019 (O&M)
Date of Decision: 12.12.2019**

Baghel Singh and another

..... Petitioners

Versus

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present:- Mr. Amit Arora, Advocate for the petitioners.

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 petitioners in a cross-case registered vide Rapat No.27 dated 19.10.2016, under Sections 307, 336, 382, 323, 506, 342, 427, 148, 149 of the Indian Penal Code, 1860 and Sections 25/27 of the Arms Act, 1959 in a case bearing FIR No.123 dated 18.10.2016, under Sections 307, 382, 323, 427, 148, 149 of the Indian Penal Code, 1860 and Sections 25/27 of the Arms Act, 1959, registered at Police Station Makhu, District Ferozepur.

This Court, while issuing notice of motion on the previous date of hearing i.e. 19.11.2019, passed the following order:-

“ Contends that it is a case of version and cross-version and the matter has been settled/compromised between the parties. Reference, in this regard, is made to Annexure P-1.

Notice of motion returnable on 12.12.2019.

In the meanwhile, the petitioners are directed to join 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) of Code of Criminal Procedure, 1973. ”

Contentends that in terms of the above order, petitioners have joined the investigation.

Learned State Counsel, on instructions from the police official present in the Court, has acknowledged that in terms of order dated 19.11.2019, both petitioners have joined the investigation and their custodial interrogation is not required. Also stated that there is no other criminal case pending against the petitioners.

In view of above, interim order dated 19.11.2019 is made absolute subject to the conditions as envisaged under Section 438(2) Cr.P.C.

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

Disposed off accordingly.

December 12, 2019

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**(MAHABIR SINGH SINDHU)
JUDGE**

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