

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

CRM-M-8924-2020
Date of decision: 18.03.2020

Jatin Kumar

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present:- Mr. Zubin Chhura, Advocate
for the petitioner.

Mr. Joginder Pal Ratra, DAG, Punjab.

ARVIND SINGH SANGWAN, J. (Oral)

The petitioner prays for grant of anticipatory bail in FIR No. 243 dated 08.12.2018, registered under Sections 302, 34, 120-B of the IPC at Police Station Kartarpur, District Jalandhar (Rural).

On 28.02.2020, the following order was passed:

“Learned counsel for the petitioner, at the very outset, submits that the petitioner was initially found innocent during investigation and was kept in Column No. 2 in the *challan* and now he has been summoned under Section 319 Cr.P.C.

Learned counsel for the petitioner further submits that though the petitioner has filed a revision petition bearing CRR-550-2020 before this Court challenging the summoning order, however, he has instructions to say that he will withdraw the same on the next date of hearing i.e. 18.03.2020 as he is ready to face the trial.

Notice of motion for 18.03.2020.

In the meantime, the petitioner is directed to appear before the trial Court within a period of 15 days from

today and on doing so, the trial Court shall release him on interim bail, subject to his furnishing bail/surety bonds to its satisfaction.

However, this will be subject to condition that the petitioner will withdraw the aforesaid revision petition and not challenge the summoning order passed under Section 319 Cr.P.C. and face the trial.”

Learned counsel for the petitioner submits that the petitioner, in pursuance to the order dated 28.02.2020, has already appeared before the trial Court and he has been released on interim bail.

Learned counsel for the State, on instructions from the Investigating Officer, has not disputed the aforesaid fact.

In view of the above, the present petition is allowed and order dated 28.02.2020 is made absolute subject to the conditions envisaged under Section 438(2) Cr.P.C.

18.03.2020

Waseem Ansari

**(ARVIND SINGH SANGWAN)
JUDGE**

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No