

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

**CRM-M No.18136 of 2020 (O&M)
Date of Decision: 18.08.2020**

Captain Singh

..... Petitioner

Versus

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

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

Mr. H.S.Sitta, AAG, Punjab for the respondent.

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.331 dated 07.10.2019, under Sections 326, 452, 324, 323, 34 of the Indian Penal Code, 1860, registered at Police Station Sadar, Tarn Taran, District Tarn Taran.

This Court, while issuing notice of motion on 09.07.2020, passed the following order:-

“ Inter alia contends that there is a delay of more than 20 days in lodging the FIR as the occurrence had taken place on 14.09.2019 and the FIR was registered on 07.10.2019.

Notice of motion for 18.08.2020.

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 in the present case 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. Sawinder Singh, has acknowledged that in terms of order dated 09.07.2020, petitioner has joined the investigation and his custodial interrogation is not required.

In view of above, interim order dated 09.07.2020 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.

August 18, 2020

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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>