

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

CRM-M No.26105 of 2020 (O&M)

Date of Decision: 29.10.2020

Aman Dudy

..... Petitioner

Versus

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present:- Mr. Lakhwinder Singh Sidhu, Advocate for the petitioner.

Mr. V.G.Jauhar, Sr. DAG, 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 FIR No.114 dated 27.07.2020, under Sections 452, 323, 148, 149 of the Indian Penal Code, 1860 (Sections 458, 325, IPC added & Section 452, IPC deleted later on); Sections 25, 27, 54, 59 of the Arms Act, 1959, registered at Police Station Bahawala, District Fazilka.

This Court, while issuing notice of motion on 04.09.2020, passed the following order:-

“ Inter alia contends that the petitioner has been attributed only the injury.

Notice of motion for 29.10.2020.

In the meanwhile, petitioner will join 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 ASI Bhupinder Singh, has acknowledged that in terms of order dated 04.09.2020, petitioner has joined the investigation and his custodial interrogation is not required.

In view of above, interim order dated 04.09.2020 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.

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

Disposed off accordingly.

October 29th, 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>