

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

203(3)

CRM-M-34808-2020

Date of decision : 27.11.2020.

SADHU SINGH

... Petitioner(s)

Versus

STATE OF PUNJAB

.. Respondent

CORAM :HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present:- Mr. Vijay Lath, Advocate for the petitioner(s).

Mr. Ramdeep Pratap Singh, DAG, Punjab.

Anupinder Singh Grewal, J. (Oral)

Heard through video conferencing.

The petitioner is seeking anticipatory bail in FIR No. 122 dated 14.08.2020, under Sections 21 (1) and 4 (1) of the Mines and Mineral (Regulation of Development) Act, 1957, registered at Police Station Sadar Rupnagar, District Rupnagar.

On 30.10.2020, a Coordinate Bench of this Court has passed the following order:-

'Matter has been taken up through Video Conferencing via Webex facility in the light of the Pandemic Covid-19 situation and as per instructions.

Petitioner seeks concession of pre-arrest bail in case FIR No.122, dated 14.08.2020, under Sections 21(1), 4(1) of the Mines and Mineral (Regulation of Development) Act, 1957, registered at Police Station Sadar Rupnagar, Tehsil and District Rupnagar.

Counsel contends that the petitioner himself is a labourer and was carrying out levelling work on the directions of the owner. Furthermore, on the date when the raid was conducted, petitioner was not even found present at the spot. Further urged that the

petitioner is not involved in any other case and is the sole bread winner of his family. Co-accused, Lovedeep Singh and Balbir Singh have been granted interim protection by this Court.

Notice of motion, returnable for 27.11.2020.

To be listed along with CRM-M-31491-2020 (Lovedeep Singh Vs. State of Punjab).

In the meanwhile, petitioner is directed to join investigation.

In the event of arrest, petitioner shall be released on interim bail subject to the satisfaction of the Arresting Officer/Investigating Officer. The petitioner shall join investigation as and when called upon to do so and he shall remain bound by the conditions as envisaged under Section 438(2) Cr.P.C.'

Learned State counsel, upon instructions from ASI Makhan Singh, contends that the petitioner has joined investigation and is not required for custodial interrogation.

In view of the submissions of learned counsel for the petitioner and the petitioner having joined investigation and not required for custodial interrogation, the Covid-19 Pandemic, the order dated 30.10.2020 granting interim bail to the petitioner is made absolute.

However, the petitioner shall abide by the conditions stipulated under Section 438(2) Cr.P.C. He shall also join investigation as and when called upon to do so.

The petition stands disposed of.

(ANUPINDER SINGH GREWAL)
JUDGE

November 27, 2020

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Whether speaking/reasoned	:	Yes/No
Whether Reportable	:	Yes/No