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

CRM-M No.2308 of 2020

Date of Decision:23.07.2021

LABH SINGH

.....Petitioner

Vs

STATE OF PUNJAB

.....Respondent

CORAM: HON'BLE MR. JUSTICE RAJ MOHAN SINGH

Present:Mr. Gurnam Singh, Advocate
for the petitioner.

Mr. Amar Ashok Pathak, Addl. A.G, Punjab.

RAJ MOHAN SINGH, J. (Oral)

The case has been taken up for hearing through video conferencing.

Petitioner seeks grant of anticipatory bail under Section 438 Cr.P.C in case bearing FIR No.92 dated 30.08.2019 registered under Sections 341, 323, 325, 379, 427, 506, 148, 149 and 120-B IPC Police Station Banur, District Patiala.

On 20.01.2020 following order was passed:-

“Learned counsel for the petitioner contends that the alleged occurrence took place on 31.03.2019 and the FIR came to be registered on 30.08.2019 i.e. after a period of five months. No overt-act has been attributed to the petitioner. Complainant is brother-in-law of the petitioner. The occurrence took place on an issue of diesel engine between the sons of the petitioner and the complainant. The role of the petitioner has not been ascribed except to presume that he is father of the accused and brother-in-law of the complainant with whom tussle was pending.

Notice of motion for 23.03.2020.

In the meanwhile, petitioner is directed to appear before the SHO/Investigating Officer to join investigation on 25.01.2020 at 11.00 a.m. and in the event of his arrest, he shall be enlarged on ad interim bail, on his furnishing requisite bail bonds/surety bonds subject to the satisfaction of Arresting Officer. However, petitioner shall abide by the conditions as envisaged under Section 438(2) Cr.P.C.”

Learned counsel for the petitioner submitted that in compliance of the order dated 20.01.2020, the petitioner has joined the investigation to the entire satisfaction of the Investigating Officer.

Learned State counsel on instructions from ASI Gurjit Singh admits the aforesaid fact and submits that the petitioner is no more required for further investigation of the case.

Keeping in view the inter se relationship between the accused and the complainant side and without meaning anything on the merits of the case, I deem it appropriate to confirm the order dated 20.01.2020.

Accordingly, the interim order dated 20.01.2020 is made absolute. Petitioner shall keep on joining the investigation as and when required to do so and he shall abide by the conditions as envisaged under Section 438(2) Cr.P.C.

Petition stands disposed of.

23.07.2021

Amandeep

**(RAJ MOHAN SINGH)
JUDGE**

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No