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

CRM-M-16212-2020 (O&M)

Date of decision: 09.11.2021

BINDER @ GHUGA

...Petitioner

Versus

STATE OF PUNJAB

...Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present:- Mr. Ravinder Singh, Advocate
for the petitioner.

Mr. Joginder Pal Ratra, DAG, Punjab.

ARVIND SINGH SANGWAN, J. (Oral)

CRM-36143-2021

Allowed as prayed for.

Amended petition is taken on record.

Registry is directed to make the necessary corrections in the
Head Note and Prayer Clause of the main petition.

CRM stands disposed of.

CRM-M-16212-2020

The petitioner prays for grant of anticipatory bail in FIR No. 0057 dated 09.06.2020, registered under Sections 379, 34 of the IPC, 1860 (Section 411 of the IPC and Sections 32 and 33 of the Indian Forest Act, 1927 added subsequently vide Rapat No.34 dated 11.06.2020 and Rapat No.18 dated 21.08.2020 at Police Station Balachaur, District Shaheed Bhagat Singh Nagar.

The operative part of the order dated 23.06.2020, vide which the petitioner has been granted interim bail, is reproduced below:

“ Notice of motion.

Ms.Rashmi Attri, AAG Punjab, accepts notice on behalf of the respondent-State.

For arguments, adjourned to 06.08.2020.

In the meanwhile subject to the petitioner’s joining investigation as and when called by the investigating agency as also abiding by the other conditions provided under Section 438(2) Cr.P.C, in the event of his arrest in FIR No.57 dated 09.06.2020 registered under Sections 379, 34 IPC at Police Station Balachaur, District Shaheed Bhagat Singh Nagar, he shall be released on ad interim anticipatory bail to the satisfaction of the Arresting Officer.”

Learned counsel for the petitioner submits that the petitioner, in pursuance to the order dated 23.06.2020, has already appeared before the SHO/Investigating Officer and has joined the investigation.

Learned counsel for the State, on instructions from ASI Surinder Pal, has not disputed the factual position and submits that the petitioner has joined the investigation and is no more required for any further investigation.

In view of the above, the petition is allowed and the interim bail granted to the petitioner, vide order dated 23.06.2020, is made absolute subject to the conditions envisaged under Section 438(2) Cr.P.C.

(ARVIND SINGH SANGWAN)
JUDGE

09.11.2021
Chetan Thakur

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No