

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

**CRM-M No.4985 of 2019 (O&M)
Date of Decision: 02.02.2022**

Samandeep Singh

..... Petitioner

Versus

State of Haryana

..... Respondent

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

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

Mr. Narender Singh Behgal, AAG, Haryana
for the respondent.

Mr. J.S.Warring, Advocate for the complainant.

MAHABIR SINGH SINDHU, J.

Second petition has been filed under Section 438 Cr.P.C. for grant of pre-arrest bail to the petitioner in FIR No.326 dated 04.08.2018, under Sections 148, 149, 323, 341, 365, 506 & 511 of the Indian Penal Code, 1860 (Sections 365 & 511, IPC deleted and Section 325, IPC added later on); Sections 25/27 of the Arms Act, 1959 (Section 27 of the Arms Act deleted and Sections 54/59 of the Arms Act added later on), registered at Police Station City Dabwali, District Sirsa.

This Court, on 04.02.2019, passed the following order:-

*“ On request of learned Counsel for the complainant,
adjourned to 13.02.2019.*

*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 till the next date of hearing in the present case 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. ”

Contentends that in terms of the above order, petitioner has joined the investigation.

Learned State Counsel, on instructions from S.I. Surender Singh, has acknowledged that in terms of order dated 04.02.2019, petitioner has already joined the investigation and fully co-operating, thus, his custodial interrogation is not required.

In view of above, interim order dated 04.02.2019 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.

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

February 02, 2022

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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>