

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

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CRM-M-3575-2023

Date of Decision: 10.02.2023

Balwinder Singh And Another

...Petitioners

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE JAGMOHAN BANSAL

Present:- Mr. Dheeraj Mahajan, Advocate for the petitioner

Mr. Gurpreet Singh Sandhu, DAG, Punjab

JAGMOHAN BANSAL, J. (ORAL)

Status report by way of affidavit dated 02.02.2023 of Aditya Warrier, Assistant Superintendent of Police, Dinanagar, District Gurdaspur filed by respondent-State is taken on record. Registry is directed to tag the same at appropriate place.

On 23.01.2023, the following order was passed:-

“The present petition has been filed under Section 438 Cr.P.C. for the grant of anticipatory bail to the petitioners in case registered against them vide FIR No.221 dated 18.11.2022 under Section 21(1) of Mines and Mineral Act, 1957 (Section 379 IPC added later on vide G.D. No.34 dated 07.12.2022) registered at Police Station Dinanagar, District Gurdaspur.

Notice of motion.

Mr. Kirat Singh Sidhu, DAG, Punjab, present in the Court, accepts notice on behalf of the respondent-State. He prays for some time to seek instructions and file a reply.

Adjourned to 10.02.2023.

Let the reply on behalf of the respondent-State be filed to the present petition well in time before the next

date of hearing with a copy in advance to the counsel opposite.

To be heard alongwith CRM-M-59729-2022”

Learned State counsel submits that Jagdish Singh partner of Rana Stone Crushing Udyog Samiti, has joined investigation and the petitioners are employee of Jagdish Singh.

The main petition i.e. CRM-M-59729-2022, vide order of even date stands disposed of, thus, present petition also deserves to be allowed and accordingly allowed. The petitioners shall remain present before Investigating Officer as and when summoned and they shall cooperate in the investigation till its conclusion.

The State is at liberty to move an application seeking cancellation of bail if the petitioners do not cooperate in the investigation.

Nothing observed hereinabove shall be construed as expression of opinion of this Court on merits of the case and Trial Court shall proceed without being prejudiced by observations of this Court.

(JAGMOHAN BANSAL)
JUDGE

10.02.2023

Mohit Kumar

Whether speaking/reasoned *Yes/No*

Whether reportable *Yes/No*