

CRM-M-6484-2023

Date of Decision: 16.08.2023

BALVIR CHAND

...

Petitioner

Vs.

STATE OF PUNJAB

...

Respondent

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

Present: Mr. Avtar Singh Khinda, Advocate
for the petitioner.

Ms. Swati Batra, DAG, Punjab.

SANJIV BERRY, J. (Oral)

By way of present petition filed under Section 438 of the Code of Criminal Procedure, 1973, petitioner seeks anticipatory bail in case FIR (Annexure P-1) as under:

FIR No.	Dated	Sections	Police Station
101	17.12.2022	4(1) 21(1) & 21(2) of Mines and Minerals Regulation of Development Act, 1957	Kathgarh, District Shaheed Bhagat Singh Nagar.

2. Learned counsel for the petitioner submits that compliance of the order dated 08.02.2023 has been made and the petitioner has joined the investigation and cooperated in the same.
3. Learned State counsel has filed the status report dated 16.08.2023 in the shape of affidavit of Deputy Superintendent of Police, Sub Division Balachaur, District Shaheed Bhagat Singh Nagar on behalf of the respondent/State. Copy of the same has been supplied to the counsel

opposite. Learned State counsel on instructions from ASI Parampeet Singh, submits that the petitioner has joined the investigation by appearing before the Investigating Officer. She also submits that he is no more required for further investigation nor required for any custodial interrogation.

4. Keeping in view the above submissions made by learned State counsel and the fact that the petitioner had joined the investigation consequent to the order dated 08.02.2023, passed by this Court, interim bail granted vide order dated 08.02.2023 is hereby confirmed, subject to conditions as envisaged under Section 438(2) Cr.P.C. Further, he will not tamper with the evidence nor will influence the witnesses; shall cooperate with the investigation as and when so required.

5. The petition stands allowed.

(SANJIV BERRY)
(JUDGE)

16.08.2023

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Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No