

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

210

CRM-M-13334-2024
Date of Decision:07.05.2024

JASBIR SINGH

.....Petitioner

Vs.

STATE OF PUNJAB

.....Respondent

CORAM:- HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. Hitesh Chopra, Advocate
for the petitioner.

Mr. Amandeep Singh, DAG, Punjab
assisted by ASI Narinder Singh.

DEEPAK GUPTA, J.(ORAL)

Status report by way of Shri Sumeer Singh, PPS, Deputy
Superintendent of Police, City Pathankot has been filed on behalf of the
respondent-State and the same is taken on record.

On 02.04.2024, following order was passed:

*“Prayer in this petition under Section 438 Cr.P.C. is for
grant of anticipatory bail in case FIR No.09 dated 02.03.2024, under
Section 379 IPC, besides Sections 4(1)(A) and 21(C) of MMDA, 1957,
registered at Police Station Nangal Bhoor, Tehsil and District Pathankot.*

*As per allegations, information was given by the Executive
Engineer that illegal mining was being done at village Gurakalan and one
JCB machine and two tippers were found from the spot.*

*Learned counsel for the petitioner contends that petitioner is
the registered owner of M/s Nav Durga Stone Crusher and is being
implicated only because of the ownership of the said crusher. Learned
counsel contends further that no gravel etc. or any other mining material
were found from the spot. Learned counsel contends further that petitioner
is not involved in any other case; and that he is ready to join the
investigation.*

Notice of motion.

Mr. Sahil R. Bakshi, AAG, Punjab accepts notice on behalf of the respondent-State. A copy of paper book be supplied to him during the course of day.

Adjourned to 07.05.2024 for filing status report.

In the meantime, petitioner is directed to join investigation and co-operate in the same. He will not leave the country without prior permission of the Court nor shall make any attempt to contact the complainant of the case or any witness associated with the case. In the event of the arrest of the petitioner, he shall be released on interim bail on his furnishing personal/surety bonds to the satisfaction of the Arresting Officer/Investigating Officer. He shall also abide by conditions as envisaged under Section 438(2) Cr.P.C. ”

Today learned State counsel, on instructions from ASI Narinder Singh submits that petitioner has since joined the investigation and is not required for custodial interrogation.

Having regard to the aforesaid facts and circumstances, but without commenting anything further on the merits of the case order dated 02.04.2024 is hereby made absolute, whereby petitioner was granted interim anticipatory bail.

However, the petitioner shall continue to join the investigation as and when called upon to do so by the Investigating Agency and shall abide by the conditions of Section 438 (2) Cr.P.C.

Disposed of.

(DEEPAK GUPTA)
JUDGE

07.05.2024

pry

Whether Speaking/reasoned Yes/No
Whether Reportable Yes/No