

**IN THE HIGH COURT FOR THE STATES OF PUNJAB &
HARYANA AT CHANDIGARH.**

CRM No. M-31101 of 2009 (O&M)

Date of decision: 30.11.2009

Jatinder Kumar @ Chandu

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE RAJAN GUPTA

Present: Mr. Jatinder Kumar, Advocate, for the petitioner.

Ms. R.K. Nihalsinghwala, Sr. DAG, Punjab.

Rajan Gupta, J (oral).

This is a petition under Section 438 Cr.P.C. seeking pre-arrest bail in a case registered against the petitioner under Sections 452, 427, 120-B, 148, 149 IPC at Police Station Goraya, District Jalandhar, vide FIR No.83 dated 13th July, 2009.

Learned counsel for the petitioner contends that only allegation against the petitioner is that he alongwith co-accused damaged the outer gate of the house of the complainant. According to the counsel, no injury is alleged or attributed to the petitioner in the entire occurrence. Learned counsel further submits that FIR was lodged after 9 days of occurrence.

Learned State counsel (on the instructions from ASI Amarjit Singh, who is present in court) submits that pursuant to order dated 11th November, 2009, the petitioner have joined the investigation

and are no longer required for custodial interrogation.

In view of the statement made by learned State counsel, the interim order dated 11th November, 2009 is hereby made absolute subject to the conditions as envisaged under Section 438 (2) Cr.P.C.

The petition stands disposed of.

(RAJAN GUPTA)
JUDGE

November 30, 2009
'rajpal'