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IN THE HIGH COURT OF PUNJAB AND HARYANA  
AT CHANDIGARH

CRM-M-17458-2021  
Date of decision-01.09.2021

RAJESH KUMAR

...Petitioner

Vs.

STATE OF PUNJAB

...Respondent

**CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ**

Present: Mr. Naveen Batra, Advocate  
for the petitioner.

Mr. Ramandeep Singh Sandhu, Sr. DAG, Punjab.

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**MANOJ BAJAJ, J. (ORAL)**

This petition has been filed by the petitioner under Section 438 Code of Criminal Procedure for grant of anticipatory bail in case FIR No.35 dated 26.03.2021, under Sections 307, 451, 323, 506 & 34 Indian Penal Code, 1860, registered at Police Station Anandpur Sahib, District Rupnagar. The petitioner apprehended his arrest at the hands of Police, in the above FIR.

Learned counsel for the petitioner has invited the attention of the Court to the order dated 12.05.2021, whereby, while issuing notice of motion to respondent-State, the interim protection was extended to the petitioner. The said order reads as under:-

*“Submits inter alia that even the Ld. Additional Sessions Judge has noted in his impugned order that the injuries suffered by the victim were all simple in nature.*

*Notice of motion.*

*Mr. B.S. Sewak, Addl. Advocate General, Punjab to accept notice on behalf of the Respondent-State. A copy of the paper-book be handed over to him.*

*Adjourned to 01.09.2021.*

*Meanwhile, in the event of arrest of the Petitioner by the Arresting Officer, he shall be released on interim bail subject to the following conditions:-*

*1 That he shall make himself available for interrogation by a Police Officer*

*as and when required;*

*2 That he shall not directly or indirectly make any inducement, threat or*

*promise to any person acquainted with the facts of the case so as to*

*dissuade him from disclosing such facts to the Court or to any Police*

*Officer and;*

*3 That he shall not leave India without prior permission of the Court.”*

Learned counsel for the petitioner further contends that in deference to the said order, the petitioner submitted himself before the Police and joined the investigation. According to him, the petitioner cooperated with the Police Authorities during the investigation and furnished requisite bonds to the satisfaction of the Investigating Officer/Arresting Officer.

Learned State counsel, who is assisted by ASI Pritam Singh does not dispute this fact that the petitioner has joined the investigation and he is not required for custodial interrogation for the time being.

Considering the above, the petition is allowed and the interim

bail granted by this Court vide order dated 12.05.2021 is made absolute.

(MANOJ BAJAJ)  
JUDGE

01.09.2021

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|--------------------|-----------------------------|-----|----|
| <i>Vipin kumar</i> | Whether speaking/reasoned : | Yes | No |
|                    | Whether Reportable :        | Yes | No |