

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

**208**

**CRM-M-38855-2021**

**DATE OF DECISION: 06.12.2021**

**MAKHAN NIGAM ALIAS MAKHAN**

**... Petitioner(s)**

***Versus***

**STATE OF PUNJAB AND OTHERS**

**... Respondent(s)**

**CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL**

Present: Mr.Damanjit Singh Sandhu, Advocate  
for the petitioner.

Ms. Amarjit Kaur Khurana, DAG, Punjab.

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**ANUPINDER SINGH GREWAL, J. (ORAL)**

The petitioner is seeking anticipatory bail in FIR No. 13 dated 17.01.2021, under Sections 379-B(2), 452, 323, 506, 148 and 149 of the Indian Penal Code, 1860, registered at Police Station Moti Nagar, District Ludhiana.

Learned counsel for the petitioner contends that there is a delay of five days in lodging the FIR. It is alleged that the petitioner along with others had entered the house of the complainant and snatched money from him. He, however, contends that the petitioner and the complainant are vegetable vendors and the incident is the outcome of a minor altercation over parking of carts. He also contends that only simple injuries were caused in the incident. He further contends that co-accused, namely, Raju Kumar @ Raju Chah Wala has been granted anticipatory bail by this Court by order dated 13.09.2021 passed in CRM-M No. 33453 of 2021.

Learned State counsel, upon instructions from HC Kuldeep Singh, contends that the petitioner has joined investigation.

This Court, by the order dated 20.09.2021, had directed the petitioner to appear before the Investigating Officer and join the investigation and in the event of his arrest, he was ordered to be released on ad-interim bail to the satisfaction of the Investigating/Arresting Officer, subject to the conditions envisaged under Section 438(2) Cr.P.C.

In view of the above, especially when the petitioner having joined investigation, the order dated 20.09.2021 granting interim bail to the petitioner is made absolute.

However, the petitioner shall abide by the conditions stipulated under Section 438(2) Cr.P.C. He shall also join investigation as and when called upon to do so.

The petition stands disposed of.

**(ANUPINDER SINGH GREWAL)**  
**JUDGE**

**06.12.2021**

*SwarnjitS*

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|---------------------------|---|----------|
| Whether speaking/reasoned | : | Yes / No |
| Whether reportable        | : | Yes / No |