

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

234

CRM-M-52481-2022

Date of Decision: 02.12.2022

Amandeep Singh @ Aman Mota

..... Petitioner

Versus

State of Punjab and another

..... Respondents

CORAM: HON'BLE MR. JUSTICE JAGMOHAN BANSAL

Present: None for the petitioner.

Mr. Digvijay Nagpal, AAG, Punjab.

JAGMOHAN BANSAL, J. (Oral)

On 15.11.2022, the following order was passed :-

“Through instant petition under Section 438 of Code of Criminal Procedure, 1973, the petitioner is seeking anticipatory bail in FIR No. 193 dated 6.10.2022, under Section 326 of IPC, registered at Police Station Sadar Sri Muktsar Sahib, District Sri Muktsar Sahib.

Learned counsel for the petitioner submits that parties have entered into compromise.

Notice of motion, returnable for 2.12.2022.

Mr. J.P.Ratra, Sr. DAG, Punjab and Mr. Ranjeet Singh Chauhan, Advocate, accept notice on behalf of the respondent-State and respondent No. 2 respectively.

Learned counsel for the respondent No. 2 does not dispute this fact and further submits that he has no objection if petitioner is extended concession of anticipatory bail.

Meanwhile, the petitioner shall join the investigation on 21.11.2022 or any other date

given by the investigating officer and would remain present as and when summoned by Investigating Officer and in the event of arrest, the petitioner shall be admitted to interim bail on his furnishing personal and surety bonds to the satisfaction of Arresting/Investigating Officer. The petitioner shall also abide by the conditions as specified under Section 438 (2) Cr.P.C.

If the investigating officer does not permit the petitioner to join the investigation, the petitioner would appear before the learned Illaqa Magistrate who would then summon the arresting officer and direct him to join the petitioner in investigation, in terms of the order of this Court.”

Learned State counsel on instructions from ASI Rajinder Singh submits that petitioner has joined investigation and no custodial interrogation is required.

In view of the above, the petition is allowed and the interim bail granted to the petitioner vide order dated 15.11.2022 is made absolute subject to the conditions envisaged under Section 438(2) of Cr.P.C.

If the petitioner or his family members/associates make any attempt to threat/intimidate the witnesses in the present case, the State would be at liberty to move an application for cancellation of bail granted by this order.

(JAGMOHAN BANSAL)
JUDGE

02.12.2022
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Whether speaking/reasoned	Yes/No
Whether Reportable	Yes/No