

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

CRM-M-3564-2023

Date of decision : 24.04.2023

Pawan Kumar @ Vicky

..... Petitioner

versus

State of Punjab

.....Respondent

CORAM : HON'BLE MR. JUSTICE RAJESH BHARDWAJ

Present :- Mr. Amandeep Saini, Advocate
for the petitioner.

Mr. Sandeep Kumar, DAG, Punjab.

RAJESH BHARDWAJ, J. (Oral)

Prayer in the present petition is for grant of anticipatory bail to the petitioner in case FIR No.0079 dated 25.10.2022, under Sections 452, (Section 326 of IPC added later on), 323, 324, 427, 148, 149 of IPC at Police Station Balachaur, District SBS Nagar.

Vide order dated 23.01.2023, while granting interim protection, the petitioner was directed to join investigation.

Learned counsel for the petitioner has submitted that pursuant to order dated 23.01.2023, petitioner has joined the investigation and as such his interim bail may be made absolute.

Learned State counsel, on instructions from ASI Prem Lal has submitted that though the petitioner has joined investigation, however, recovery of the weapon is yet to be effected.

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After hearing counsel for the parties and perusing the record, it is apparent that petitioner has joined investigation. Simply because the recovery of weapon remains to be effected cannot be a ground for rejecting the bail. The matter needs to be investigated and thereafter tried by the trial Court.

Accordingly, interim order dated 23.01.2023 is made absolute subject to compliance of conditions as envisaged under Section 438(2) Cr.P.C. Petition stands allowed.

(RAJESH BHARDWAJ)
JUDGE

24.04.2023

m.sharma

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