

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

CRM-M-7981-2023

Date of decision : 13.07.2023

Jashan Kumar @ Jashandeep

...Petitioner

Vs.

State of Punjab

...Respondent

CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Mr. Pankaj Bali, Advocate for the petitioner.
Mr. Sandeep Kumar, DAG, Punjab.

MANOJ BAJAJ, J.

Petitioner has approached this Court under Section 438 Code of Criminal Procedure to seek anticipatory bail in case FIR No.8 dated 17.01.2023 under Sections 51 and 39 Wild Life (Protection) Act, 1972, Section 15 Environment Protection Act, 1986 and Sections 188 and 336 Indian Penal Code, 1860 (Section 307 IPC added later on) registered at Police Station City-2 Khanna, District Khanna, who apprehends his arrest at the hands of Police.

On 22.02.2023, this Court had passed the following order:-

“FIR in this case was registered against the petitioner and three other persons on the allegations that they were selling china string (‘dore’) for the purpose of flying the kites.

On query being put to the State counsel, she apprised the Court that even the premises of the petitioner were raided but no china string was recovered from there.

The counsel for the petitioner submits that as far as the injury part is concerned, the Court of Additional Sessions Judge, Ludhiana while dealing with the bail application of co-accused Neeraj Manro observed that no specific injury is attributed to the said applicant.

In view of the above, in case of arrest, the petitioner is directed to be released on interim bail by the Investigating Officer/Arresting Officer subject to his own satisfaction. The petitioner should join investigation with the police well in time

*before the next date of hearing and to abide by the conditions envisaged under Section 438 (2) Cr.P.C.
The report of the Investigating Officer be also called in this context on the next date of hearing.
Now be listed on 13.7.2023.”*

Learned counsel for the petitioner has stated that in compliance of the above order, the petitioner associated himself in the investigation and cooperated during interrogation.

Learned State counsel who is instructed by SI Jagtar Singh states that indeed the petitioner has joined the investigation and is not required for custodial interrogation for the time being.

Considering above, the petition is allowed and the interim bail granted by this Court vide order dated 22.02.2023 is made absolute.

(MANOJ BAJAJ)
JUDGE

13.07.2023
vanita

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