

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

207

CRM-M-12610-2022

Date of Decision: 27.03.2023

Ragbir Singh and Others**...Petitioners****Versus****State of Punjab****...Respondent****CORAM: HON'BLE MR. JUSTICE JAGMOHAN BANSAL**

Present:- Mr. Ashok Kumar Khubbar, Advocate for the petitioners

Mr. Amish Sharma, AAG, Punjab
(assisted by ASI Paramjit Singh)

Mr. Yaseen Sethi, Advocate for the complainant

JAGMOHAN BANSAL, J. (ORAL)

The petitioners through instant petition under Section 438 Code of Criminal Procedure, 1973 (for short 'Cr.P.C.') are seeking concession of anticipatory bail in FIR No.0055 dated 08.02.2022 under Section 306 of Indian Penal Code, 1860 (for short 'IPC') registered at Police Station Dera Bassi, District S.A.S. Nagar, Mohali.

On 13.12.2022, the following order was passed:-

“Counsel for the petitioners has filed an affidavit dated 22.09.2022 of petitioner No.2 to submit that petitioners have complied with the conditions No.3 and 7 of settlement/agreement dated 19.04.2022 arrived at before the Mediation and Conciliation Centre of this Court.

This fact has been admitted by counsel for the complainant.

In view of the above, petitioners are directed to join the investigation on 20.12.2022 at 10.00 a.m., at Police Station Dera Bassi, District SAS Nagar and in

the event of arrest, they shall be admitted to interim bail on their furnishing personal and surety bonds to the satisfaction of Arresting/Investigating Officer. They shall also abide by the conditions as specified under Section 438(2) Cr.P.C.”

Learned State counsel, on instructions from ASI Paramjit Singh, submits that petitioners have joined investigation and no custodial interrogation is required.

In view of the above facts and circumstances, the petition is allowed and the interim bail granted to the petitioner vide order dated 13.12.2022 is made absolute subject to the conditions envisaged under Section 438(2) of Cr.P.C.

If the petitioners or their 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.

Nothing observed hereinabove shall be construed as expression of opinion of this Court on merits of the case and Trial Court shall proceed without being prejudiced by observations of this Court.

(JAGMOHAN BANSAL)
JUDGE

27.03.2023
Mohit Kumar

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether reportable</i>	<i>Yes/No</i>