

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Sr. No.202(2)

CRM-M-13796-2023

Date of decision : 08.05.2023

Kamaldeep Singh @ Kamal

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM : HON'BLE MR. JUSTICE DEEPAK SIBAL

Present : Ms.Ramandeep Kaur, Advocate, for the petitioner.

Mr.A.P.S.Tung, DAG, Punjab.

Mr.Ashish Gupta, Advocate, for the complainant.

* * * * *

DEEPAK SIBAL, J. (Oral)

(1) Through the present petition filed under Section 438 Cr.P.C. the petitioner seeks anticipatory bail in FIR No.134 dated 04.12.2022 registered under Sections 308, 452, 323, 148, 149, 120-B IPC (Section 325 IPC added later on) at Police Station Badhni Kalan, District Moga.

(2) On 20.03.2023 this Court had passed the following order: -

“Learned counsel for the petitioner inter alia relies on the issuance of notice of motion and grant of ad interim bail to co-accused Gurdeep Singh @ Geepa, who had earlier approached this Court through CRM-M-No.11569 of 2023 - Gurdeep Singh @ Geepa Vs. State of Punjab.

Notice of motion.

Mr. Arun Luthra, DAG, Punjab accepts notice on behalf of the respondent-State.

For arguments, adjourned to 08.05.2023.

To be heard along with CRM-M-11569-2023.

In the meanwhile subject to the petitioner's joining investigation as and when called by the investigating agency as also abiding by the other conditions provided under Section 438 (2) Cr.P.C, in the event of his arrest in FIR No.134 dated 04.12.2022 registered under Sections 308, 452, 323, 148, 149, 120-B IPC (Section 325 IPC added vide DDR No.24 dated 07.12.2022) at Police Station Badhni Kalan, District Moga, he shall be released on ad interim anticipatory bail to the satisfaction of the arresting officer.

Before the adjourned date, the State shall file a status report on the consideration of which further orders shall be passed in the present petition.”

(3) Learned State counsel submits that in pursuance to the afore quoted order the petitioner has joined and cooperated with the investigation and that the State no longer requires the petitioner for investigation purposes.

(4) In the light of the submissions made on behalf of the petitioner as have been recorded in the afore quoted order and the statement made on behalf of the State as also for the reason that the order granting ad interim anticipatory bail to the similarly placed co-accused, who had earlier approached this Court through CRM-M-11569-2023-*Gurdeep Singh @ Geepa vs. State of Punjab*, has already been ordered to be made absolute, subject to the petitioner’s abiding by the conditions prescribed under Section 438(2) Cr.P.C the order of this Court dated 20.03.2023, granting ad interim anticipatory bail to the petitioner is ordered to be made absolute.

08.05.2023
shamsher

[DEEPAK SIBAL]
JUDGE

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