

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

210

CRM-M-14702-2023

Date of decision: 11.05.2023

Gurwinder Singh and another

.....Petitioners

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Mr. Mikhail Kad, Advocate
for the petitioners.

Mr. Ramdeep Partap Singh, Sr. DAG, Punjab.

MANJARI NEHRU KAUL, J. (ORAL)

1. The petitioners are seeking the concession of anticipatory bail under Section 438 of the Cr.P.C. in case FIR No.35 dated 20.02.2023 under Sections 452, 427, 379, 148, 149 IPC registered at Police Station Bhawanigarh, District Sangrur.

2. Vide order dated 23.03.2023, the petitioners had been granted interim anticipatory bail with direction to join investigation and the relevant part of the said order reads as under:-

“Learned counsel at the outset submits that subsequent to the registration of the FIR in question the parties have effected a compromise on 06.03.2023 and thereafter filed a petition, annexed as P5, seeking quashing of the FIR in question on the basis of compromise arrived at between them. He, thus, submits that in the circumstances the custodial interrogation of the petitioners would not be required.”

3. Learned counsel for the petitioners submits that in compliance of order dated 23.03.2023, the petitioners have joined investigation and cooperated with the investigating agency.

4. Learned State counsel, on instructions, does not dispute the factum of the petitioners having joined investigation and cooperated with the investigating agency. He, on further instructions, submits that the petitioners are not required for further investigation much less for their custodial interrogation.

5. In view of the above, the petition is allowed and interim order dated 23.03.2023, is made absolute subject to the conditions laid down in Section 438(2) Cr.P.C.

11.05.2023

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(MANJARI NEHRU KAUL)
JUDGE

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