

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M-15582 of 2023 and
IOIN-CRM-M-15582 of 2023 (O&M)
Date of decision: 3rd July, 2023

Gurmeet Singh and others

Petitioners

Versus

State of Punjab

Respondent

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN

Present: Mr. Ajaymeet Singh, Advocate for the petitioners.
Mr. R. P. Singh, Senior DAG, Punjab.
Mr. Rajpal Singh, Advocate for the complainant.

AVNEESH JHINGAN, J (Oral):

IOIN-CRM-M-15582 of 2023

On 19.5.2023, this Court passed the following order:

“The instant petition has been filed under Section 438 of Cr.P.C. for grant of anticipatory bail to the petitioners in the event of arrest in FIR No. 30 dated 3.3.2023 registered under Sections 406 and 120-B of the Indian Penal Code at Police Station Division No. 2, District Ludhiana.

Learned counsel appearing for the petitioners contends that on the directions of this court, the petitioners have joined investigation and are no more required for further investigation in the present case.

Learned State counsel on instructions from ASI Baloun Singh submits that the petitioner Nos.1, 3 and 4 have joined investigation and are not required for further custodial interrogation, however, petitioner No. 2-Harwinder Kaur has not joined the investigation.

Faced with this, learned counsel for the petitioner seeks

one more opportunity for petitioner No. 2-Harwinder Kaur to join the investigation.

Prayer is allowed.

In view of the fact that the petitioners No. 1,3 and 4 are not required for custodial interrogation and have joined the investigation, without commenting on the merits of the case, the petition is allowed qua petitioners No. 1, 3 and 4 and order dated 27.23.2023 granting bail to the petitioners is made absolute qua them only, subject to the conditions laid down in Section 438 Sub Section 2 Clause (i)(ii) and (iii) of the Code of Criminal Procedure.

Petitioner No. 2-Harwinder Kaur is again directed to appear before the Investigating Officer on or before 25.5.2023.

Interim order to continue qua petitioner No. 2.”

The Registry has listed the petition as next date of hearing was not mentioned in the order.

With the consent of learned counsel for the parties, the main petition is taken on Board today itself.

IOIN stands disposed of.

Main petition

Learned State Counsel, on instructions from ASI-Balour Singh submits that the petitioner No. 2 has joined the investigation and is co-operating.

As the petitioner has joined investigation and is lending co-operation, the interim bail granted is made absolute.

Disposed of accordingly.

[AVNEESH JHINGAN]
JUDGE

3rd July, 2023
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| 1. Whether speaking/ reasoned | : | Yes / No |
| 2. Whether reportable | : | Yes / No |