

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

201

CRM-M-19961-2023

Date of Decision:05.09.2023

Avtar Singh

.....Petitioner

Vs.

State of Punjab

.....Respondent

CORAM:- HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. Sumeet Puri, Advocate for the petitioner.

Mr. M.S. Nagra, AAG, Punjab assisted
by HC Inderjeet Singh.

DEEPAK GUPTA, J.(ORAL)

Prayer in this petition is for grant of anticipatory bail under Section 438 Cr.P.C in case FIR No.236 dated 03.11.2022 registered under Section 379 of the IPC registered at Police Station City Sangrur, District Sangrur.

On 25.05.2023, following order was passed:

“Status report by way of affidavit of Ajaypal Singh, PPS, Deputy Superintendent of Police, Sub Division, Sangrur dated 25.05.2023 filed in Court is taken on record.

Learned counsel for the petitioner has submitted that in pursuance to the order dated 24.04.2023, the petitioner appeared before the Investigating Agency and handed over the motorcycle.

Learned State counsel on instructions from ASI Harish Kumar has endorsed the aforesaid fact.

In view of the above, the interim order dated 24.04.2023 is modified to the extent that in the event of arrest, the petitioner shall be released on interim bail subject to the satisfaction of the Arresting Officer/Investigating Officer. The petitioner shall join investigation before the Investigating Agency/Officer. He shall abide by the

following conditions as envisaged under Section 438(2) Cr.P.C:-

(i) That the petitioner shall make himself available for interrogation by a police officer as and when required to do so.

(ii) That the petitioner shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the court or to any police officer.

(iii) That the petitioner shall not leave India without prior permission of the court.

Adjourned to 05.09.2023.”

On instructions from HC Inderjeet Singh, it is conceded by learned State counsel that petitioner has since joined the investigation. In view of the same and having regard to the factual position noticed earlier on 25.05.2023, the petition is allowed and the order dated 25.05.2023 granting interim anticipatory bail to the petitioner, is made absolute.

However, the petitioner shall continue to join the investigation as and when called upon to do so by the Investigating Agency and shall abide by the conditions of Section 438 (2) Cr.P.C.

September 05, 2023

Neetika Tuteja

**(DEEPAK GUPTA)
JUDGE**

Whether Speaking/reasoned
Whether Reportable

Yes/No
Yes/No