

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

201A

CRM-M-20624-2023

Date of Decision:13.07.2023

Rishav @ Laddi

.....Petitioner

Vs.

State of Punjab

.....Respondent

CORAM:- HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. Balram Prashar, Advocate for the petitioner.

Mr. Parneet Singh Pandher, AAG, Punjab.

DEEPAK GUPTA, J.(ORAL)

Prayer in this petition is for grant of anticipatory bail under Section 438 Cr.P.C in case FIR No.32 dated 17.02.2023 registered under Sections 353, 186/34 of the IPC registered at Police Station Division No.5, District Police Commissionerate, Ludhiana.

On 26.04.2023, following order was passed:

“The prayer in this petition under Section 438 Cr.P.C. for grant of anticipatory bail to the petitioner in case FIR No.32 dated 17.02.2023 under Sections 353, 186, 34 of IPC registered at Police Station Division No.5, District Police Commissionerate Ludhiana.

As per version of the prosecution, police party was patrolling in a private vehicle in civil dress. The allegations against the petitioner are that he along with other co-accused started throwing glass bottles and stones at the police party. Learned counsel for the petitioner submits that it is a case of no injury and the petitioner is ready to join the investigation.

Notice of motion.

At the asking of the Court, Ms. Himani Arora, AAG, Punjab appears and accepts notice on behalf of the respondent-State. A copy of the paper book be supplied to her during the couse of the day.

Adjourned to 13.07.2023.

In the meantime, petitioner is directed to appear before the SHO/Investigating Officer to join investigation and in the event of his arrest, he shall be released on bail on his furnishing bail bonds to the satisfaction of SHO/Investigating Agency, subject to the following conditions as envisaged under Section 438 (2) Cr.P.C.:-

- (i) that the petitioner shall make himself available for interrogation before the investigating officer as and when required;*
- (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 as to dissuade him from disclosing such facts to the Court or to any police officer;*
- (iii) that the petitioner shall not leave the country without prior permission of the Court concerned.*

To be heard along with CRM-M-17535-2023.”

On instructions from ASI Mohan Lal, 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 26.04.2023, the petition is allowed and the order dated 26.04.2023 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.

July 13, 2023

Neetika Tuteja

Whether Speaking/reasoned
Whether Reportable

Yes/No
Yes/No

**(DEEPAK GUPTA)
JUDGE**