

**210 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

CRM-M-22259-2023

Date of Decision: 09.11.2023

**SHAH ALAM KURESHI
V/S**

... PETITIONER

STATE OF PUNJAB

... RESPONDENT

CORAM: HON'BLE MR. JUSTICE VIVEK PURI

Present: Mr. Amit Arora, Advocate for the petitioner.

Ms. Ruchika Sabherwal, DAG Punjab.

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VIVEK PURI, J. (ORAL)

1. On 04.07.2023, following order was passed by the Co-ordinate

Bench:

“In compliance of order dated 04.05.2023, status report dated 29.05.2023 by way of affidavit of Sh. Lalit Kumar, Deputy Superintendent of Police, Sub Division City Batala, filed in the Registry, is taken on record.

The petitioner seeks grant of anticipatory bail in case bearing FIR No. 56 dated 12.04.2023, registered under Sections 354 and 354-A IPC at Police Station City Batala, District Batala.

Learned counsel, inter alia, contends that the petitioner has falsely been implicated in the instant case on the basis of false and concocted story. He further contends that Section 354-A IPC is a bailable offence. The petitioner is ready to join the investigation as and when required and shall abide by all the terms and conditions imposed upon him.

Adjourned to 09.11.2023.

In the meantime, the 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 so as to dissuade him/her 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 and shall surrender his passport, if any.”

2. Learned counsel for the petitioner contends that in pursuance of the interim directions, the petitioner has joined the investigation.

3. Learned State counsel, on instructions from ASI Balraj Singh, has submitted that the petitioner has joined the investigation and his custodial interrogation is not required.

4. Considering above, the petition is allowed and the interim bail granted by this Court vide order dated 04.07.2023 is made absolute.

09.11.2023

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(VIVEK PURI)
JUDGE

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