

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M-28018-2023
Date of decision: 05.10.2023

GURCHARAN SINGHPetitioner

Versus

STATE OF PUNJAB ...Respondent

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

Present: - Mr. Tanvir Joshi, Advocate for the petitioner.

Ms. Swati Batra, DAG, Punjab.

SANJIV BERRY, J. (ORAL)

By way of present petition filed under Section 438 of the Code of Criminal Procedure, 1973, petitioner seeks anticipatory bail in case FIR (Annexure P-1) as under:

FIR No.	Dated	Sections	Police Station
0043	29.04.2019	341, 324, 323 and 149 of IPC	City Rampura, Bathinda, District Bathinda.

2. Learned counsel for the petitioners has submitted that in compliance to the order dated 31.05.2023 passed by this Court, the petitioner has already joined the investigation and as such interim bail granted to the petitioner may be confirmed.

3. Learned State counsel, on instructions from ASI Gurdev Singh, has intimated that the petitioner has joined investigation and is no more required for any custodial investigation in this case nor he is required for further investigation. However, she further submits that the weapon has not been recovered yet.

4. After considering the respective submissions and considering the fact that in pursuance to the order dated 31.05.2023, the petitioner had already joined the investigation and is no more required for further investigation nor he is required for any custodial interrogation, interim bail granted vide order dated 31.05.2023 is hereby confirmed in the present FIR No.0043, dated 29.04.2019 under Sections 341, 324, 323 and 149 of IPC (Annexure P-1), subject to conditions as envisaged under Section 438(2) Cr.P.C, that the petitioner is directed to join investigation as and when required in future by way of written notice for such purpose to be served by Investigating Officer of this case upon the petitioner; will not tamper with the evidence; will not leave the country without prior permission of the Court.

5. The petition stands allowed.

6. It is made clear that anything contained hereinabove shall not be construed to be an expression of opinion on the merits of the case.

(SANJIV BERRY)
JUDGE

05.10.2023
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| i) | Whether speaking/reasoned? | Yes/No |
| ii) | Whether reportable? | Yes/No |