

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

216

CRM-M-29679-2023

Date of decision: 19.07.2023

Saurabh

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Mr. Anil Bansal, Advocate
for the petitioner.

Mr. Subhash Godara, Addl. A.G., Punjab.

MANJARI NEHRU KAUL, J. (ORAL)

1. The petitioner is seeking the concession of anticipatory bail under Section 438 of the Cr.P.C. in case FIR No.0060 dated 27.04.2023 under Sections 323, 458, 448, 148 and 149 of the IPC registered at Police Station Phase 8, District SAS Nagar (Mohali).

2. On the last date of hearing i.e. 05.06.2023, while noticing the following submissions made by the learned counsel for the petitioner, this Court had granted the concession of interim bail to the petitioner and asked him to join investigation:-

“Learned counsel for the petitioner while drawing the attention of this Court to the allegations levelled in the FIR in question, submits that it was registered against unknown persons. It has been further submitted that all the offences are bailable except for offence under Section 458 of the IPC which too is not made out as the occurrence in question did not take place at night but at 06:35 P.M. He further submits that the petitioner is ready to join investigation and cooperate with the investigating agency.”

3. Learned counsel for the petitioner submits that in

compliance of order dated 05.06.2023, the petitioner has joined investigation and cooperated with the investigating agency.

4. Learned State counsel, on instructions, does not dispute the factum of the petitioner having joined investigation and cooperated with the investigating agency. He, on further instructions, submits that the petitioner is not required for further investigation much less for his custodial interrogation.

5. In view of the above, the petition is allowed and interim order dated 05.06.2023, is made absolute subject to the conditions laid down in Section 438(2) Cr.P.C.

19.07.2023

Vinay

(MANJARI NEHRU KAUL)
JUDGE

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