

**IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH**

209

CRM-M-29689-2023
Date of decision: 18.09.2023

Dalwinder Singh

....Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE AMAN CHAUDHARY

Present : None for the petitioner
ASI Ajit Singh in person

AMAN CHAUDHARY. J.

1. On 05.06.2023, this Court had passed the following order:-

“Through this petition filed under Section 438 CrPC, the petitioner is seeking anticipatory bail in FIR No.0018 dated 11.02.2023, under Sections 458, 324, 323, 506, 34 IPC registered at P.S. Sadar Kotkapura, District Faridkot (Punjab).

Learned counsel for the petitioner inter alia contends that the petitioner is neither named in the FIR nor any specific role is attributed to him with regard to any injury and the offences under which the FIR is registered are triable by the Magistrate. The petitioner has been involved in this case only on the basis of disclosure statement made by co-accused Deepa @ Hardeep Singh while he was in custody.

Notice of motion for 20.07.2023.

On the asking of the Court, Mr.H.S.Sullar, Ld. Sr. DAG, Punjab accepts notice on behalf of the respondent-State.

In the meanwhile, petitioner is directed to appear before the Investigating Officer and to join investigation.

In the event of arrest, the petitioner shall be released on interim bail subject to satisfaction of the Arresting/Investigating Officer. The petitioner shall join investigation as and when called upon to do so and he shall remain bound by the conditions envisaged under Section 438(2) Cr.P.C. .”

2. ASI Ajit Singh submits that the petitioner has joined the investigation on 15.07.2023 and is cooperating with the investigating agency. He also submits that at this stage, the petitioner is not required for further custodial interrogation.
3. In view of the above and without expressing any opinion on the merits of the case, anticipatory bail petition filed by the petitioner is allowed and the order dated 05.06.2023 granting interim bail to him, is hereby made absolute, subject to compliance of conditions as specified under Section 438(2) Cr.P.C.
4. However, it is made clear that if the petitioner fails to join and cooperate with the investigating agency as and when required, the State would be at liberty to move an application for cancellation of the present anticipatory bail granted to him.

18.09.2023
Mehak

(AMAN CHAUDHARY)
JUDGE

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