

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

211

CRM-M-30324-2023

Date of decision: 08.08.2023

Sanjeev Kumar

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Mr. Naveen Batra, Advocate
for the petitioner.

Mr. Amit Rana, Sr. DAG, 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.127 dated 21.09.2022 under Sections 323, 324, 341, 148 and 149 of the IPC (Section 326 of the IPC added lateron) registered at Police Station Nurpurbedi, District Rupnagar.

2. It is the case of the petitioner that neither was he named in the FIR in question nor any role attributed to him. It was only subsequently in a disclosure statement allegedly suffered by co-accused the petitioner was nominated as an accused and even therein the only role attributed to him was of being present at the spot along with a danda.

3. On the last date of hearing i.e. 19.06.2023, a this Coordinate Bench of this Court had granted the concession of interim bail to the petitioner and asked him to join investigation.

4. Learned counsel for the petitioner submits that in

compliance of order dated 19.06.2023, the petitioner has joined investigation and cooperated with the investigating agency.

5. Learned State counsel, on instructions from ASI Daljeet Singh, does not dispute the factum of the petitioner having joined investigation and cooperated with the investigating agency. He also does not dispute the contents of the disclosure statement made by co-accused. He, on further instructions, submits that the petitioner is not required for further investigation much less for his custodial interrogation.

6. In view of the above, the petition is allowed and interim order dated 19.06.2023, is made absolute subject to the conditions laid down in Section 438(2) Cr.P.C.

08.08.2023

(MANJARI NEHRU KAUL)
JUDGE

Vinay

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