

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M-30765-2023
Date of decision: 24.08.2023

KALA SINGHPetitioner

Versus

STATE OF PUNJAB ...Respondent

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

Present: - Mr. Harpreet Singh Jakhal, 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
0311	01.09.2020	452, 323, 427, 148, 149 of IPC and Section 308 of IPC added later on vide GD No.37 dated 18.05.2023	Sadar Fazilka, District Fazilka

2. Learned counsel for the petitioner submits that in compliance to the order dated 19.06.2023 passed by this Court, the petitioner had already joined the investigation in the case and as such prayed for concession of anticipatory bail.
3. Learned State counsel, on instructions from ASI Kewal Krishan, submits that the petitioner had already joined the investigation and is no more required for further investigation. Learned State counsel further submits that the petitioner is no more required for any custodial

CRM-M-30765-2023

2

interrogation in this case, however, she clarifies that in the aforesaid FIR, during investigation, offences under Sections 148, 149 of IPC have been deleted and the FIR as of now is under Sections 308, 323, 452, 427 and 34 of IPC.

4. Keeping in view the respective submissions made by learned State counsel and the fact that 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 19.06.2023 is hereby confirmed in the present FIR No.0311, dated 01.09.2020 under Sections 308, 323, 427, 452, 34 of IPC (Annexure P-1), subject to conditions as envisaged under Section 438(2) Cr.P.C, that the petitioner will come and join the investigation as and when so required; will not tamper with the evidence and will not leave the country without prior permission and will appear in Court on each and every date of hearing.

5. The petition stands allowed.

(SANJIV BERRY)
JUDGE

24.08.2023
kanika

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