

CRM-M-34224-2023 (O&M)

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296 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-34224-2023 (O&M)

Date of Decision: 12.12.2023

GORA LAL GARG

...Petitioner

Versus

STATE OF PUNJAB AND ANOTHER

...Respondents

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR

Present: Mr. Manish Jain, Advocate for the petitioner.

Mr. Madhur Sharma, AAG Punjab.

Mr. Mohinder Kumar, Advocate
for the complainant/respondent No. 2.

HARPREET SINGH BRAR J. (ORAL)

1. Through instant petition, the petitioner is seeking anticipatory bail in case FIR No. 166/2023 dated 07.05.2023 registered under Sections 420 and 120-B of Indian Penal Code at Police Station Islamabad, District Amritsar.

2. On 18.07.2023, following order was passed:

*"Notice of motion.**Learned State counsel, on advance service, accepts notice on behalf of respondent-State of Punjab and seeks time to file status report.**Requisite copies of paper book be supplied to learned State Counsel during the course of day.**Mr. Mohinder Kumar, Advocate appears and accepts notice on behalf of respondent No.2.**Post it on 22.08.2023.**In the meanwhile, petitioner shall join the investigation as and when required by the investigating agency and subject to his reporting to the investigating officer within two weeks from today, no coercive steps qua arrest of petitioner shall be taken. In case, his*

arrest is required to be caused, the petitioner shall be released on bail by the Arresting Officer till the next date of hearing, on furnishing adequate bail and surety bonds to his satisfaction. Petitioner shall also abide by all the conditions as envisaged under Section 438(2) of Code of Criminal Procedure, 1973.”

3. Learned State counsel has filed reply by way of affidavit of Surinder Singh, PPS, Assistant Commissioner of Police, Central, Amritsar City, which is taken on record. Registry is directed to tag the same at the appropriate place. He, on instructions from ASI Kans Raj submits that in compliance of order dated 18.07.2023 passed by this Court, the petitioner has joined the investigation and is not required for further custodial interrogation.
4. Keeping in view the statement made by learned State Counsel the order dated 18.07.2023, is made absolute. The petitioner shall abide by the terms and conditions enumerated in Section 438(2) of Cr.P.C.
5. The petition is accordingly allowed.

12.12.2023
Ajay Goswami

(HARPREET SINGH BRAR)
JUDGE

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