

[217] IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-34-2024
Date of Decision : 12.02.2024

Lovepreet Bhardwaj ...Petitioner
versus
State of PunjabRespondent

Coram : HON'BLE MR. JUSTICE DEEPAK GUPTA

Present : Mr. Sandeep Lather, Advocate for the petitioner.
Mr. Sahil R. Bakshi, DAG, Punjab.

DEEPAK GUPTA, J. (ORAL)

[1] On 04.01.2024, the following order was passed by this Court:-

“ Present: Mr. Sandeep Lather, Advocate for the petitioner.

Prayer in this petition is for grant of anticipatory bail under Section 438 Cr.P.C in case FIR No.42 dated 29.07.2023 registered under Sections 399, 402 of the IPC, 1860 & Sections 25, 54 of Arms Act, 1959 registered at Police Station Balachaur, District SBS Nagar, Punjab.

Allegations are that on 29.07.2023, secret information was received by the police party against Varunpreet @ Preet etc. to the effect that they were present in a Khad near Shani Dev Mandir along with weapons and planning to commit robbery in a bank. Raid was conducted. It is alleged that except one Balwinder Devgun @ Bhinda who slipped away, others were apprehended.

Learned counsel contends that petitioner has not been named in the FIR; that petitioner has no criminal antecedents and that he is being falsely implicated. Learned counsel also contends that Balwinder Devgun @ Bhinda, who was named in the FIR and had allegedly slipped away, was granted the benefit of interim anticipatory bail by this Court vide order dated 08.12.2023 passed in CRM-M-61299-2023 (O&M), copy of which is Annexure P-4.

Notice of motion.

Ms. Kanica Sachdeva, AAG, Punjab accepts notice on behalf of respondent- State.

Adjourned to 12.02.2024.

In the meantime, in case of arrest, the petitioner shall be released on interim bail subject to the satisfaction of the Arresting Officer/Investigating Officer. However, it is directed that the petitioner shall join the investigation as and when so required by the Investigating Officer. He shall not contact any person associated with the case to dissuade him from the investigation in any manner whatsoever and nor shall leave the country without prior permission of the Court. He shall further comply with the conditions stipulated in Section 438(2) Cr.P.C. ”

[2] Today, learned State Counsel, has informed this Court that the petitioner has joined the investigation, in compliance of the order dated 04.01.2024 and is no longer required for further investigation.

[3] In view of the aforesaid, the order dated 04.01.2024, whereby the petitioner was granted interim anticipatory bail, is hereby made absolute. However, he shall continue to join investigation, if and so required by the Investigating Officer.

[4] Disposed of.

(DEEPAK GUPTA)
JUDGE

12.02.2024
'Rajneesh'

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