

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

284

CRM-M-5001-2024

Date of Decision:12.03.2024

GURWINDER SINGH AND ANR.

.....Petitioners

Vs.

STATE OF PUNJAB

.....Respondent

CORAM:- HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. Ashok Kumar Khunger, Advocate
for the petitioners.

Mr. Madhur Sharma, DAG, Punjab
assisted by ASI Kewal Singh.

DEEPAK GUPTA, J.(ORAL)

Status report by way of affidavit of Achhru Ram Sharma, PPS,
Deputy Superintendent of Police, Sub Division, Jalalabad has been filed on
behalf of respondent-State and the same is taken on record.

On 31.01.2024, following order was passed:

*“By way of present petition filed under Section 438
Cr.P.C., petitioners pray for grant of anticipatory bail in case FIR
No.0097 dated 27.09.2023 registered under Sections 452, 324, 323,
336, 148, 149, 427 IPC and Sections 25 and 27 of Arms Act, 1959 at
Police Station Arniwala, District Fazilka.*

*Learned counsel for the petitioners submits that similarly
placed coaccused Vijay Singh has already been granted benefit of
anticipatory bail by this Court vide order dated 18.01.2024 passed in
CRM-M-55414 of 2023, copy of which has been placed on record.*

Notice of motion.

Mr. Karunesh Kaushal, AAG, Punjab, accepts notice on behalf of the respondent- State.

Adjourned to 12.03.2024 for filing status report by respondent – State.

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

Today learned State counsel, on instructions from ASI Kewal Singh, submits that petitioner has since joined the investigation and is not required for custodial interrogation.

Having regard to the aforesaid facts and circumstances, but without commenting anything further on the merits of the case order dated 31.01.2024 is hereby made absolute, whereby petitioner was granted interim anticipatory bail.

However, the petitioner shall continue to join the investigation as and when called upon to do so by the Investigating Agency and shall abide by the conditions of Section 438 (2) Cr.P.C.

12.03.2024
pry

(DEEPAK GUPTA)
JUDGE

Whether Speaking/reasoned	Yes/No
Whether Reportable	Yes/No