

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

211 (A)

CRM-M-5498-2024
Date of Decision:06.03.2024

Kirandeep Kaur and Others
Vs.
State of Punjab

.....Petitioners
.....Respondent

CORAM:- HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. S.K. Bokolia, Advocate
for the petitioners.

Mr. Sahil R. Bakshi, AAG, Punjab
assisted by ASI Amarjeet Singh.

DEEPAK GUPTA, J.(ORAL)

On 12.02.2024, following order was passed:

“Present: Mr. S.K. Bokolia, Advocate for the petitioners.

By way of this petition filed under Section 438 Cr.P.C., petitioners pray for grant of anticipatory bail in case FIR No.31 dated 07.04.2023 registered under Sections 452, 323, 148, 149 IPC (Section 325 IPC added later on) at Police Station Nihal Singh Wala, District Moga.

Learned counsel for the petitioners contends that all the three petitioners have been falsely implicated and that the only role attributed to all of them is that they were holding danda at the time of occurrence. No specific injury whatsoever is attributed to them. Learned counsel also draws attention towards the FIR so as to contend that it is the co-accused Manjit Singh and Kulwant Singh, who are attributed to have caused injuries. Learned counsel further contends that similarly placed co-accused Rajwinder Kaur has already been allowed the benefit of interim anticipatory bail by this Court vide order dated 29.01.2024 passed in CRM-M-3316 of 2024

(Annexure P.3).

Notice of motion.

Mr. Amandeep Singh, DAG, Punjab, accpets notice on behalf of the respondent- State. A copy of paper book be supplied to him during the course of the day.

Adjourned to 06.03.2024 for filing status report.

To be heard along with CRM-M-3316 of 2024.

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 Amarjeet Singh, submits that petitioners have since joined the investigation and are 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 12.02.2024 is hereby made absolute, whereby petitioners were granted interim anticipatory bail.

However, the petitioners 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.

Disposed of.

(DEEPAK GUPTA)
JUDGE

March 06, 2024

Neetika Tuteja

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