

211-B

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-6671-2024 (O&M)

Date of Decision: 14.02.2024

Jagdeep Singh @ Deepu
Vs.
State of Punjab

.. Petitioner

..Respondent

CORAM: HON'BLE MR. JUSTICE SUMEET GOEL

Present: Mr. Ravi Malhotra, Advocate for the petitioner.

Mr. Anup Singh, AAG, Punjab.

...

SUMEET GOEL, J. (Oral)

1. This petition has been filed under Section 438 Cr.P.C. for grant of anticipatory bail to the petitioner in FIR No. 0133 dated 04.11.2023 registered for offences punishable under Sections 307, 323,324,452,354,506,148 and 149 IPC at Police Station Jodhewal, District Police Commissionerate Ludhiana.

2. On 08.02.2024, the following order was passed:-

“Apprehending his arrest in FIR No. 0133 dated 04.11.2023 registered for offences punishable under Sections 307, 323,324,452,354,506,148,149 IPC at Police Station Jodhewal, District Police Commissionerate Ludhiana; the petitioner has preferred this petition under Section 438 Cr.P.C. seeking pre-arrest bail.

Inter alia contends that no specific injury has been attributed to the petitioner; the injury alleged to have been caused by way of which Section 307 IPC has been invoked is attributed to co-accused Vicky & the petitioner is willing to join investigation and cooperate therein.

Notice of motion.

On asking of the Court, Mr. Anup Singh, AAG, Punjab appears and accepts notice on behalf of the respondent-State.

Adjourned to 14.02.2024.

The petitioner is directed to appear before the Investigating Officer on 12.02.2024 at 11:00 A.M. in concerned Police Station and join investigation. In the event of arrest, the petitioner shall be released on interim bail subject to his furnishing personal/surety bond(s) to the satisfaction of the

Arresting Officer/Investigating Officer. As and when further called by Investigating Officer, the petitioner shall join the investigation. He shall abide by the condition(s) enumerated under Section 438(2) of the Cr.P.C. To be heard along with CRM-M-506-2024.”

3. Learned State counsel, on instructions from HC Davinder Kaur, has stated that pursuant to the order dated 08.02.2024, the petitioner has joined investigation and is no longer required for custodial interrogation.

4. In view of above, the petition is allowed and interim order dated 08.02.2024 passed by this Court is made absolute, subject to the conditions as enumerated under Section 438(2) Cr.P.C.

5. This order should not be treated as “blanket” order. It will not be interpreted as granting petitioner indefinite protection from arrest. It shall be confined to the FIR mentioned *ibid* and will not operate in respect of any other incident that involves commission of an offence.

6. Liberty is reserved in favour of State/complainant to move for cancellation/recall of this order in case the petitioner violates any condition stipulated under Section 438(2) Cr.P.C., 1973 or upon showing any other sufficient cause.

7. Needless to say that anything observed herein above shall not be construed to be an opinion on the merits of the case.

8. Pending application(s), if any, shall also stand disposed off.

14.02.2024

(SUMEET GOEL)
JUDGE

Jasmine Kaur

Whether speaking/reasoned	Yes	No
Whether reportable	Yes	No