



CRM-M-7367-2023

(1)

**IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH**

[213-A]**CRM-M-7367-2023****Date of decision: 16.09.2024**

GURBEANT SINGH

.....PETITIONER

Versus

STATE OF PUNJAB

.....RESPONDENT

CORAM: HON'BLE MR. JUSTICE ANOOP CHITKARA

Present : Mr. Mohit Sadana, Advocate for the petitioner.

Mr. Sukhdev Singh, AAG, Punjab.

ANOOP CHITKARA, J. (ORAL)

1. Instant petition has been filed under Section 482 Cr.PC for quashing of the order dated 23.09.2022 passed by the JMIC, Sunam (Annexure P-7) in FIR No. 143 dated 18.11.2016 for offences punishable under Sections 323, 324, 341, 506, 148, 149 and 120B IPC, 1860, registered at P.S. Chhajli, District Sangrur and all other subsequent proceedings arising out of the aforesaid order.

2. Vide order of a coordinate Bench of this Court dated 26.04.2023, the Court had granted the concession of ad interim bail to the petitioner in the said case and asked him to join investigation. The said order reads as under:-

“On 02.03.2023, this Court had passed the following order :

“Learned counsel for the petitioner inter alia contends that on 06.12.2016 the petitioner was granted anticipatory bail and thereafter has been regularly appearing in his trial unless specifically exempted as also that on 23.09.2022 when his bail has been ordered to be cancelled, he was attending to his sister's 03 year old son.

Notice of motion.

Mr. Arun Luthra, DAG, Punjab accepts notice on



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behalf of the respondent and prays for time to file a reply.

Adjourned to 22.03.2023.

To be taken up in the urgent list.

To be heard along with CRM-M-7366-2023.”

Learned State counsel acknowledges that the petitioner has a 03 year old nephew who has recently left for Canada.

In the light of the reasons recorded in the afore-quoted order and the statement made by learned State counsel, subject to payment of Rs.5000/- as costs to be deposited by the petitioner with the Poor Patient Welfare Fund, PGI MER, Chandigarh and his surrender before the trial court within one week from today, he shall be admitted to ad interim bail to the trial court's satisfaction, who shall insist on heavy local sureties.

Adjourned to 26.07.2023.

To be heard along with CRM-M No. 7366 of 2023.”

3. Counsel for the petitioner has submitted that the petitioner has complied with the aforesaid order dated 26.04.2023.

4. State counsel does not controvert the factum of compliance of the aforesaid order.

5. Given above, present petition is allowed and no further order is required to be passed in the instant petition and order dated 26.04.2023 is made absolute, subject to the condition that petitioner shall continue to appear on each and every date except for justifiable reasons.

6. All pending application, if any, is/are disposed of accordingly.

September 16, 2024

*Anjal**

**(ANOOP CHITKARA)
JUDGE**

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