

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

216

CRM-M-7184-2024(O&M)
Date of Decision: 22.04.2024

RANJIT MUNIM

...Petitioner

Versus

STATE OF PUNJAB

...Respondents

CORAM:- HON'BLE MS. JUSTICE HARPREET KAUR JEEWAN

Present:- Mr. Bhawesh Chaudhary, Advocate
for the petitioner (through Video conferencing).

Ms. Sakshi Bakshi, AAG, Punjab.

HARPREET KAUR JEEWAN, J.

1. The instant petition has been filed under Section 438 Cr.P.C for grant of anticipatory bail to the petitioner in case FIR No.240 dated 14.11.2023 registered under Sections 452, 509, 354-A, 427, 506, 148, 149 IPC at Police Station Division No.6, District Jalandhar.
2. Learned counsel for the petitioner *inter alia* contends that the present FIR was registered due to misconception and misunderstanding between the parties. He further contends that the petitioner had joined the investigation in pursuance to the order dated 12.02.2024 passed by this Court.
3. On 12.02.2024, this Court passed the following order:-

“1. The present petition has been filed under Section 438 Cr.P.C. for grant of anticipatory bail to the petitioner in case FIR No. 240 dated, 14.11.2023, registered at Police Station Division No. 6, District

Jalandhar. under Sections 452, 509, 354-A, 427, 506, 148 and 149 of the IPC.

2. The present FIR was registered with the allegations that on the Diwali night in the year 2023 at about 09:00 pm., there was an altercation between the complainant and son of the petitioner in the street for parking of a motor-cycle. Thereafter, at about 11:30 p.m. the petitioner along with 15-20 persons came there with sickle and swords and tried to enter the house of the complainant and the damaged the gate of the house of the complainant.

3. Learned counsel for the petitioner submits that the petitioner is 51 years of age. He has been falsely implicated in the present FIR. Neither any injury has been attributed on behalf of the petitioner nor he has tried to forcibly enter into the house of the complainant.

4. Notice of motion.

5. On advance notice, Ms. Himani Arora, A.A.G., Punjab, appears on behalf of the State and seeks time to file status report.

6. Learned State counsel confirms the fact that though the petitioner was armed with wooden sticks but no injury has been attributed to any person. He also submits that out of total 06 accused, 03 co-accused of the petitioner have already been arrested.

7. Adjourned to 22.04.2024.

8. In the meanwhile, the petitioner is directed to join investigation within ten days and in the event of arrest, he shall be released on interim bail, to the satisfaction of the arresting officer/Area Magistrate, subject to furnishing bonds/surety, and also subject to the following conditions:-

(i) That the petitioner shall further make himself available for interrogation by a police officer as and when required.

(ii) That the petitioner shall not, directly or indirectly, make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the Court or to any police officer.

(iii) That the petitioner shall not leave India without the prior permission of the Trial Court/CJM concerned.”

4. Learned counsel appearing on behalf of the respondent-State on instructions from ASI Satpal Singh confirms that the petitioner has joined the investigation.

5. Keeping in view the reasons recorded in the order dated 12.02.2024 and keeping in view the fact that the petitioner has joined investigation; his custodial interrogation is not required by the Investigating Agency, the present petition is allowed and the order dated 12.02.2024 granting interim bail to the petitioner is made absolute, subject to the conditions laid down under Section 438(2) Cr.P.C.

6. Nothing expressed hereinabove would be construed to be an

expression of opinion on merits of the case.

7. All pending miscellaneous application(s), if any, stands disposed of.

(HARPREET KAUR JEEWAN)
JUDGE

22.04.2024

P.Bhatt	Whether speaking/reasoned	Yes/No
	Whether reportable	Yes/No