



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

208

CRM-M No.7730 of 2024
Date of decision: 23.08.2024

SHUBHAM ARORA
.... Petitioner
Versus
STATE OF PUNJAB
.... Respondent

CORAM: HON'BLE MRS. JUSTICE MANISHA BATRA

Present : Mr. Lakshay Bector, Advocate for the petitioner.

Ms. Ruchika Sabherwal, Sr. D.A.G., Punjab.

MANISHA BATRA, J. (oral)

1. Through the instant petition, filed under Section 438 of Code of Criminal Procedure, 1973, the petitioner seeks anticipatory bail in case FIR No.166, dated 05.06.2021, under Sections 307, 148, 149, 427, 506, 411 and 120-B of IPC at Police Station Division No.3, District Sangrur.
2. Vide order dated 14.02.2024, passed by this Court, the petitioner was released on interim bail and was directed to join investigation. Order dated 14.02.2024, passed by this Court, reads as under:

“Apprehending his arrest in FIR No.166 dated 05.06.2021, registered for offences punishable under Sections 307, 148, 149, 427, 506, 411 and 120-B of IPC at Police Station City Division No.3, District Ludhiana, the petitioner has preferred this petition under Section 438 Cr.P.C. seeking pre-arrest bail. Counsel for the petitioner inter alia submits that even as per the contents of the FIR, on the day of occurrence, the petitioner was already behind bars.



Notice of motion for 25.04.2024.

Mr. Tarun Aggarwal, Sr. DAG, Punjab, accepts notice on behalf of the respondent-State.

In the meantime, in the event of arrest, the petitioner shall be released on interim bail subject to his furnishing personal and surety bonds to the satisfaction of the arresting officer/Investigating Officer. As and when called, the petitioner shall join the investigation. He shall abide by the conditions enumerated under Section 438(2) of the Cr.P.C.”

3. Pursuant to aforesaid order, the petitioner could not join the investigation and thereafter, vide order dated 24.07.2024, the petitioner was again directed to join the investigation.
4. Learned State counsel has submitted short reply dated 22.08.2024. The same is taken on record. She on instructions from the Investigating Officer, has submitted that the petitioner has joined investigation and he is not required for custodial interrogation.
5. Keeping in view the above mentioned facts and circumstances, without commenting on the merits of the case, the present petition is allowed and the order dated 14.02.2024, granting interim bail to the petitioner, is made absolute, subject to the conditions laid down in Section 438(2) of the Code of Criminal Procedure.

23.08.2024
Jyoti-IV

(MANISHA BATRA)
JUDGE

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