

N.C. No.2024:PHHC:046656

IN THE HIGH COURT OF PUNJAB & HARYANA

AT CHANDIGARH

208

CRM-M-8800-2024 (O&M)

Date of decision: 05.04.2024

MANDEEP SINGH

Versus

....Petitioner(s)

STATE OF PUNJAB

...Respondent(s)

CORAM: HON'BLE MR. JUSTICE SANJIV BERRY

Present : Mr. Mohit Kumar, Advocate for the petitioner(s).

Ms. Sakshi Bakshi, AAG Punjab.

SANJIV BERRY. J. (Oral)

By way of present petition filed under Section 438 of the Code of Criminal Procedure, 1973, petitioner seeks anticipatory bail in case FIR (Annexure P-1) as under:

FIR No.	Dated	Sections	Police Station
123	17.11.2023	379 IPC (411 IPC added later on)	Longowal, District Sangrur

2. Learned counsel for the petitioner has submitted that in compliance to the order dated 18.03.2024 passed by this Court, the petitioner has already joined the investigation and as such interim bail granted to the petitioner may be confirmed.
3. Learned State counsel, on instructions from ASI Manoj Kumar, P.S. Longowal has intimated that the petitioner has joined investigation and is no more required for any custodial investigation in this case nor he is required for further investigation.
4. Heard.
5. During the course of hearing on 18.03.2024 the following order was passed:-

“1. Status report dated 12.03.2024, filed in the form of affidavit of Deputy Superintendent of Police, Sub Division Sunam, District Sangrur, on behalf of State-respondent is taken on record. Copy thereof has been supplied to learned counsel for the petitioner.

2. Learned State counsel, on instructions from ASI Gurbachan Singh, submits that petitioner has been nominated on the basis of disclosure statement of the co-accused, namely Gurdeep Singh @ Kala, and the truck in question has already been recovered.

3. Learned counsel for the petitioner submits that there is no specific overtact attributed to the petitioner and he has been nominated on the basis of disclosure statement of the co-accused (supra) and the evidentiary value of which is still debatable.

4. Adjourned to 05.04.2024.

5. In the meanwhile, the petitioner is hereby directed to join investigation within seven days from today and in the event of his arrest, he is ordered to be released on interim bail on his furnishing personal/surety bonds to the satisfaction of the Arresting Officer/Investigating Officer. He shall also abide by conditions as envisaged under Section 438(2) Cr.P.C.”

6. Keeping in view the above submissions made by learned State counsel and the fact that the petitioner had joined the investigation consequent to the order dated 18.03.2024 passed by this Court, interim bail granted vide order dated 18.03.2024 is hereby confirmed, subject to conditions as envisaged under Section 438(2) Cr.P.C. Further the petitioner is directed to join investigation as and when required in future by way of written notice for such purpose to be served by Investigating Officer of this case upon the petitioner; he will not tamper with the evidence nor will influence the witnesses and will not leave the country without prior permission of the Court.

7. The petition stands allowed.

(SANJIV BERRY)
JUDGE

05.04.2024
S.Sharma(syr)

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