



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

CRM-M-8911-2024

Date of Decision : 14.08.2024

GURMUKH SINGH

.....Petitioner(s)

VERSUS

STATE OF PUNJAB

.....Respondent(s)

CORAM: HON'BLE MR. JUSTICE KULDEEP TIWARI

Present : Mr. L.M.Gulati, Advocate,
for the petitioner(s).

Mr. Sahil R. Bakshi, AAG, Punjab.

Mr. Vaibhav Narang, Advocate,
for the complainant.

KULDEEP TIWARI, J.(Oral)

1. On 06.03.2024, a co-ordinate bench of this Court had passed
the hereinafter extracted order, upon the instant petition:-

“The present petition has been filed by the petitioner for grant of anticipatory bail to the petitioner in case having FIR No.0140 dated 20.10.2023 registered under Sections 323, 324, 506, 427, 148, 149 of IPC (Section 326 of IPC added later on) at Police Station Rajasansi, District Amritsar Rural.

Counsel for the petitioner submits that the alleged occurrence took place on 12.10.2023 whereas the FIR in this case was registered on 20.10.2023 on the basis of statement of Damanpreet Singh. He further submits that the petitioner has been falsely implicated in the present case, at the instance of complainant and even otherwise the alleged injury attributed to the present petitioner was found to be simple in nature. Counsel for the petitioner further submits that the petitioner who is having no criminal history is ready to join the investigation with the police.

Notice of motion.

Mr. Jasjeet Singh Dhaliwal, AAG, Punjab accepts notice on behalf of the State and on instructions from ASI Heera Singh has not

disputed the fact that only simple injuries caused with sharp edged weapon are attributed to the petitioner and that petitioner is required by the police for proper investigation of the case.

Now be listed on 21.05.2024.

In view of the fact that only simple injuries are attributed to the petitioner, the petitioner is hereby directed to join the investigation with the police well in time before the next date of hearing and in case of arrest, the petitioner is directed to be released on interim bail by the Investigating Officer/Arresting Officer subject to his own satisfaction and is to abide by the conditions envisaged under Section 438 (2) Cr.P.C. ”

2. Today, the learned State counsel has, on instructions imparted to him by ASI Jasbir Singh, stated that pursuant to the making of the hereinabove extracted order, the petitioner(s) had joined investigation and he is no longer required for custodial interrogation.

3. In view of the above, the hereinabove extracted interim order dated 06.03.2024, is hereby made **absolute**, subject to the hereinafter extracted conditions:-

- “(i) the petitioner(s) shall not commit an offence similar to the present offence;
- (ii) the petitioner(s) shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case;
- (iii) the petitioner(s) shall make himself/herself available for interrogation by a police officer as and when required.”

4. This order should not be treated as “blanket” order. It will not be read granting petitioner(s) 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.

5. Needless to say that anything observed hereinabove shall not be construed to be an opinion on the merits of the case.

August 14, 2024
dharamvir

(KULDEEP TIWARI)
JUDGE

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