

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

213

CRM-M-9170-2024
Date of decision: 03.04.2024

RAHUL @ RAHUL KUMAR

....Petitioner

Versus

STATE OF PUNJAB

...Respondent

CORAM: HON'BLE MR. JUSTICE KULDEEP TIWARI

Present : Mr. N.S. Dadwal, Advocate
for the petitioner.

Mr. Pardeep Bajaj, DAG, Punjab.

KULDEEP TIWARI. J.(Oral)

1. On the last date of hearing i.e on 26.02.2024, the following order was passed:-

"1. Through the instant petition, as instituted under Section 438 of the Cr.P.C., the petitioner has sought the concession of anticipatory bail, in case FIR No.171 dated 05.07.2023, under Sections 379-B, 34 of the IPC (Offence under Section 411 of the IPC added subsequently), registered at P.S. Sahnewal, District Police Commissionerate Ludhiana.

2. The learned counsel for the petitioner submits that, despite the complainant making allegations qua snatching of his mobile on 02.07.2023, yet the instant FIR has been registered on 05.07.2023, i.e. after a delay of three days. He further submits that, though the petitioner has been named in the FIR, however, no recovery is to be effected from him, as the allegedly snatched mobile has already been recovered from co-accused Ranjha Pathan @ Kaka, who has already been enlarged on regular bail by this Court, vide order dated 14.12.2023, as rendered upon CRM-M-52074-2023.

3. *Notice of motion for 03.04.2024.*

4. *Mr. Pardeep Bajaj, D.A.G., Punjab, accepts notice on behalf of respondent-State of Punjab.*

5. *In the meantime, the petitioner is directed to join the investigation and to appear before the investigating agency, as and when called upon to do so. In the event of his arrest, he shall be admitted to interim bail on his furnishing bail bonds to the satisfaction of the Arresting/Investigating Officer. The petitioner shall abide by the terms and conditions as envisaged under Section 438(2) Cr.P.C."*

2. Learned counsel for the petitioner submits that in pursuance of the order dated 26.02.2024, the petitioner had joined the investigation.
3. Learned State counsel, on instructions from HC Beant Singh, submits that the petitioner had joined the investigation and he is not required for any further custodial interrogation.
4. In view of the statement made by learned State counsel, the interim order dated 26.02.2024, is hereby made absolute.

03.04.2024
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(KULDEEP TIWARI)
JUDGE

Whether speaking/reasoned. : Yes/No

Whether Reportable. : Yes/No