

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

213 CRM-M-10916-2024(O&M)
Date of Decision: 18.04.2024

MANDEEP SINGH ...Petitioner
VERSUS
STATE OF PUNJAB ...Respondent

CORAM : HON’BLE MRS. JUSTICE MANISHA BATRA

Present : Mr. Manu Loona, Advocate for the petitioner.

Ms. Ruchika Sabherwal, Sr. DAG, Punjab.

Mr. Kuldip Singh, Advocate for respondent no.2.

MANISHA BATRA, J. (Oral)

The present petition has been filed under Section 438 of Cr.P.C.

seeking anticipatory bail in FIR mentioned below:-

FIR No.	Dated	Police Station	Sections
218	31.10.2023	Police Station Sadar Fazilka, District Fazilka	363/366-A of IPC

2. Vide order dated 01.03.2024 passed by this Court, the petitioner was released on interim bail and was directed to join investigation.
3. Learned State counsel filed status report dated 17.04.2024. The same is taken on record. He further, on instructions states that the petitioner has joined the investigation on 08.03.2024.
4. At this stage, vakalatnama has been filed on behalf of respondent no.2. He has submitted that respondent no.2 has moved an application before the Police Authorities for getting the medical examination of the victim conducted and, therefore, the petitioner should not be extended benefit of pre arrest bail. This cannot be stated to be a reasonable

ground for denying the plea of the petitioner for grant of pre-arrest bail. He has already joined the investigation as mentioned above. He is not required for custodial interrogation. No useful purpose will be served by detaining him in custody. In view of the said facts but without commenting on the merits of the case, the present petition is allowed and the order dated 01.03.2024 granting interim bail to the petitioner is made absolute, subject to subject to following conditions:-

- (i) The petitioner shall not influence/intimidate or try to meet the victim, shall not visit their house or try to influence any other witness of the case.
- (ii) the petitioner shall cooperate with the investigation and shall appear before him as and when required.
- (iii) he 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/her from disclosing such facts to the Court or to any Police Officer.
- (iv) he shall not commit any similar offence while on bail.

5. In case of violation of any of the above conditions, the jurisdictional Court shall be empowered to consider the application for cancellation, if any, and pass appropriate orders in accordance with law.

6. It is clarified that observations made hereinabove shall not be construed as an expression of opinion on the merits of the case.

18.04.2024

Deepak Patwal

(MANISHA BATRA)
JUDGE

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| 1. | Whether speaking/reasoned | Yes/No |
| 2. | Whether reportable | Yes/No |