

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

216

CRM-M-15061-2024

Date of decision: 24.04.2024

KIRAT SINGH

....Petitioner

Versus

STATE OF PUNJAB

...Respondent

CORAM: HON'BLE MR. JUSTICE KULDEEP TIWARI

Present : Mr. G.S. Madaan, Advocate
for the petitioner.

Mr. Raghav Garg, AAG, Punjab.

KULDEEP TIWARI. J.(Oral)

1. On the last date of hearing, i.e. 22.03.2024, the following order was
passed:-

“1. Through the instant petition, as instituted under Section 438 of the Cr.P.C., the petitioner seeks the concession of anticipatory bail, in case FIR No.146 dated 30.08.2023, under Sections 458, 324, 323, 506, 148, 149 of the IPC, registered at P.S. Passiana, District Patiala.

2. The learned counsel for the petitioner submits that though the petitioner has been falsely implicated in the present FIR, however, even if the allegations are taken to be a gospel truth, yet the sole allegation against the petitioner, is that, he gave Kirpan blow to the complainant, which resulted in the latter receiving a simple injury. Lastly, he submits that the petitioner has clean antecedents, inasmuch as, he is not involved in any other criminal case, and that, he is also ready to join the investigation and to cooperate with the investigating officer.

3. Notice of motion for 24.04.2024.

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. Today, the learned State counsel on instructions imparted to him by ASI Nirmal Singh, submits that the petitioner has already joined the investigation and he is fully co-operating with the investigation process and he is not required for any further custodial investigation.

3. In view of the specific stand taken by the learned State counsel, the present petition is **allowed** and order dated 22.03.2024 is, hereby, made absolute subject to the condition that the petitioner shall abide by the conditions as envisaged under Section 438(2) Cr.P.C.

24.04.2024
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(KULDEEP TIWARI)
JUDGE

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