

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M-19255-2024
Date of decision: 10.05.2024

LAKHA SINGH

....Petitioner

Versus

STATE OF PUNJAB

....Respondent

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

Present:- Ms. Meena, Advocate
for Mr. Jagjeet Singh, Advocate
for the petitioner.

Mr. Adesh Pal Singh, AAG, Punjab.

Mr. Manu Loona, Advocate
for the complainant.

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SANJIV BERRY, J. (ORAL)

Mr. Manu Loona, Advocate has put in appearance on behalf of the complainant has filed his memorandum of appearance. The same is taken on record.

2. By way of present petition filed under Section 438 Cr.P.C, the petitioner seeks anticipatory bail in case FIR (Annexure P-1) as under: -

FIR No.	Dated	Sections	Police Station
0028	09.03.2024	341, 323, 506, 148 and 149 IPC 379 IPC added later on vide G.D. No.53 dated 13.03.2024	Sultanwind, Police Commissionerate, Amritsar

3. Learned counsel for the petitioner submits that in compliance to the order dated 20.04.2024, the petitioner has joined the investigation.
4. During the course of hearing on 20.04.2024, following order had been passed: -

“2. It is, inter alia, contended by learned counsel for the petitioner that the petitioner has been falsely implicated in this case due to party faction and has not committed any offence. He contends that the petitioner, as per the FIR, is alleged to have raised lalkara and no other specific overt act is attributed to the petitioner. He further contends that the petitioner is not having any criminal antecedents and is ready to join the investigation.

3. Notice of motion.

4. On the asking of the Court, Mr. Ankit Grewal, DAG, Punjab, present in Court, accepts notice on behalf of the State-respondent and, on instructions from ASI Angrej Singh, does not dispute the factual matrix of the case and submits that only the lalkara is attributed to the petitioner. He prays for time to file the status report/reply in the matter.

5. Adjourned to 10.05.2024.

6. Needful be done well before the date fixed with an advance copy to the counsel opposite.

7. 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.”

5. Learned State counsel on instructions from ASI Dilbag Singh, P.S. Sultanwind informs the Court that the petitioner has joined the

investigation and is neither required for further investigation nor for any custodial interrogation.

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 20.04.2024 passed by this Court, interim bail granted vide order dated 20.04.2024 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.

8. It is made clear that anything contained hereinabove shall not be construed to be an expression of opinion on the merits of the case.

10.05.2024
puneet

(SANJIV BERRY)
JUDGE

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| i) | Whether speaking/reasoned? | Yes/No |
| ii) | Whether reportable? | Yes/No |