



IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

205

CRM-M-23355-2024
Date of decision: 29.05.2024

GAURAV KUMARPetitioner

Versus

STATE OF PUNJAB ...Respondent

CORAM: HON'BLE MR. JUSTICE KULDEEP TIWARI

Present : Mr. Parminder Singh Kanwar, Advocate
for the petitioner.

Mr. Akshay Kumar, AAG, Punjab.

KULDEEP TIWARI. J.(Oral)

1. On the last date of hearing, i.e. 13.05.2024, 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.7 dated 10.02.2024, under Sections 341, 323, 148, 149 of the IPC (Sections 324, 325, 308 of the IPC added subsequently), registered at P.S. Hajipur, District Hoshiarpur.

2. By placing heavy reliance upon the order made by this Court on 22.04.2024, upon CRM-M-14307-2024, whereby, the petitioner’s coaccused/ main accused Karan Singh @ Karanvir Singh, who has been attributed the main injury thus attracting the provisions of Section 308 of the IPC, has been granted the relief of anticipatory bail, the learned counsel for the petitioner submits that, since the role/injury assigned to the petitioner is not so grave as his co-accused (supra), therefore, he also deserves the relief of anticipatory bail.



3. *Notice of motion for 29.05.2024.*

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 Namdev, 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 interrogation.

3. In view of the specific stand taken by the learned State counsel, the present petition is **allowed** and order dated 13.05.2024 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.

29.05.2024
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(KULDEEP TIWARI)
JUDGE

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