

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M-24951-2024
Date of decision: 09.07.2024

MUKUL DHALL AND ANOTHERPETITIONERS

Versus

STATE OF PUNJAB AND ANOTHERRESPONDENTS

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

Present: - Mr. H.S. Multani, Advocate for the petitioners.
Mr. Ankit Grewal, DAG Punjab.
Mr. Arshdeep, Advocate for respondent No.2.

SANJIV BERRY, J. (ORAL)

By way of present petition filed under Section 438 of the Code of Criminal Procedure, 1973, petitioners seek anticipatory bail in case FIR (Annexure P-1) as under:

FIR No.	Dated	Section	Police Station
59	15.04.2024	306 and 34 of IPC	City Jalalabad, Fazilka

2. Learned counsel for the petitioners submits that in compliance to the order dated 27.05.2024 passed by this Court, the petitioners have already joined the investigation and as such prayed for confirming the interim bail granted vide order dated 27.05.2024.
3. Learned State counsel, on instructions from ASI Maninder intimates the Court that the petitioners have joined investigation and are neither required for further investigation nor for any custodial investigation.



4. During the course of hearing on 27.05.2024, following order was passed:

“1. It is, inter alia, contended by learned counsel for the petitioners that the petitioners are innocent and have been falsely implicated in this case. He contends that even the complainant has effected compromise dated 10.05.2024, thereby giving clean chit to the petitioners. He submits that the petitioners are not having any criminal antecedents and are ready to join investigation.

2. Per contra, learned State counsel has also admitted the factum of compromise as has been mentioned in the status report submitted by the Police in the connected petition bearing CRM-M-24622-2024.

3. Learned counsel representing the complainant/respondent No.2 on instructions from the complainant has also admitted the genuineness of the compromise dated 10.05.2024

4. List on 09.07.2024.

5. In the meanwhile, it is deemed appropriate that the petitioners should join the investigation first, before deciding the petition on merits. Accordingly, the petitioners are hereby directed to join investigation within seven days from today and co-operate in the same. In the event of the arrest of the petitioners, they shall be released on interim bail on their furnishing personal/surety bonds to the satisfaction of the Arresting Officer/Investigating Officer. They shall also abide by conditions as envisaged under Section 438(2) Cr.P.C. ”

5. Keeping in view the above submissions made by learned State counsel and the fact that the petitioners had joined the investigation consequent to the order dated 27.05.2024 passed by this Court, interim



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conditions as envisaged under Section 438(2) Cr.P.C. Further the petitioners are 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 petitioners; they will not tamper with the evidence nor will influence the witnesses and will not leave the country without prior permission of the Court.

6. The petition stands allowed.

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

(SANJIV BERRY)
JUDGE

09.07.2024*S.Sharma(syr)*

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