



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

214

CRM-M-24734 of 2024
Date of decision: 22.08.2024

SAHIL @ PANKAJ KUMAR

..PETITIONER

VS.

STATE OF PUNJAB AND ANOTHER

..RESPONDENTS

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present: Mr. Sikandh Mehta, Advocate
for Mr. Pankaj Bali, Advocate for the petitioner.

Mr. Navdeep Singh, DAG, Punjab.

MANJARI NEHRU KAUL, J.(ORAL)

1. The petitioner is seeking the concession of anticipatory bail under Section 438 of the Cr.P.C. in case FIR No.22 dated 27.01.2024 under Sections 323, 325, 341, 148, 149 (Section 307 added later on) of the Indian Penal Code, 1860, registered at Police Station City-2, Khanna.

2. On 16.05.2024, while noticing the following submissions made by the learned counsel for the petitioner, this Court had granted the concession of interim bail to the petitioner and asked him to join investigation:-

" Learned counsel for the petitioner, *inter alia*, contends that the petitioner was not named in the FIR in question and came to be nominated as an accused on the basis of a supplementary statement, which was made after 11 days of the alleged occurrence; even in the supplementary statement, no specific

role had been attributed to him other than his presence being alleged along with the other co-accused, who had been named in the FIR in question and had been attributed specific role including injury No.3 on the head of the complainant, which was opined to be dangerous to life".

3. Learned counsel for the petitioner submits that in compliance of order dated 16.05.2024, the petitioner has joined investigation and cooperated with the investigating agency.

4. Learned State counsel, on instructions, does not dispute the factum of the petitioner having joined investigation and cooperated with the investigating agency. He, on further instructions, submits that the petitioner is not required for further investigation much less for his custodial interrogation.

5. In view of the above, the petition is allowed and interim order dated 16.05.2024, is made absolute subject to the conditions laid down in Section 482(2) of the BNSS/438(2) Cr.P.C.

August 22, 2024
Poonam Sharma

(MANJARI NEHRU KAUL)
JUDGE

Whether speaking/reasoned	:	Yes/No
Whether reportable	:	Yes/No