



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M No.26300 of 2024 (O&M)
Date of decision: 28th August, 2024

Gurpreet Singh
... Petitioner
Versus
State of Punjab
... Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present: Mr. Hardeep Singh, Advocate for the petitioner.
(through VC)
Mr. Amit Rana, Sr. Dy. Advocate General, Punjab
for the respondent/State.

MANJARI NEHRU KAUL, J. (ORAL)

1. The petitioner is seeking the concession of bail under Section 438 Cr.P.C. in case FIR No.11 dated 24.01.2024 under Sections 467, 468, 471, 419, 420, 120-B of the IPC registered at Police Station Division No.4, District Patiala.
2. On the last date of hearing, i.e. 12.08.2024, while noticing the following submissions made by 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 submits that during pendency of the instant petition through RTI, he had sought information with respect to certain facts/developments after the registration of the FIR in question. Learned counsel submits that vide RTI information provided on 20.07.2024, the petitioner had been informed that his involvement was not found in the crime in question, however, he was only required for the limited purpose of recovering his mobile handset. Learned



counsel has also drawn the attention of this Court to Annexure P-9 which is the order granting bail to co-accused Manpreet Singh (brother of the petitioner) wherein it stands reflected that the mobile handsets already stand recovered from him. Learned counsel submits that in the circumstances, especially in the light of the reply received through RTI, the custodial interrogation of the petitioner would not be required and he is, thus, entitled to the concession of anticipatory bail.”

3. Learned counsel for the petitioner submits that in compliance of the order dated 12.08.2024, 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 the circumstances, the petition is allowed and the interim order dated 12.08.2024 is made absolute subject to the conditions laid down in Section 438(2) Cr.P.C./Section 482(2) BNSS. Needless to say, in case the petitioner misuses the concession of bail granted to him, the State would be at liberty to seek cancellation of the bail granted to him.

(MANJARI NEHRU KAUL)
JUDGE

August 28, 2024
rps

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