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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

212-1

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Date of Decision : July 29, 2024

KANISH ALIAS LOVE LARA

-PETITIONER

V/S

STATE OF PUNJAB

-RESPONDENT

CORAM: HON'BLE MR. JUSTICE KULDEEP TIWARI

Present: Mr. Rishu Mahajan, Advocate
for the petitioner.

Mr. Sahil R. Bakshi, A.A.G., Punjab.

KULDEEP TIWARI, J. (ORAL)

1. On 22.05.2024, this Court had passed the hereinafter extracted order, upon the instant petition:-

"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 DDR No.35 dated 12.04.2024, under Sections 326, 324, 323 read with Section 34 of the IPC, registered at P.S. Gate Hakima, Amritsar, in FIR No.17 dated 30.01.2024, under Sections 364, 323, 324, 148, 149 of the IPC, registered at P.S. Gate Hakima, Amritsar.

2. The learned counsel for the petitioner inter alia submits that, in respect of a single incident which occurred on 07.01.2024, initially FIR No.17 (supra) was registered on the complaint of one Ritik, wherein, seven persons, including one Dharminder Singh, were nominated as accused, whereas, after lapse of approx. 3 months therefrom, the statement of one Manminder Kaur wife of Dharminder Singh (accused in FIR), resulted in registration of the DDR No.35 (supra) regarding the same incident. He further submits that no specific injury has been



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attributed to the petitioner.

3. *Notice of motion for 29.07.2024.*

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 has filed a status report, on affidavit of Surinder Singh, P.P.S., Assistant Commissioner of Police (Central), Amritsar City, which is taken on record. Moreover, he has, on instructions imparted to him by the official concerned, stated that pursuant to the making of the hereinabove extracted order, the petitioner had joined investigation and he is no longer required for custodial interrogation.

3. In view of the above, the hereinabove extracted interim order dated 22.05.2024, as made by this Court, is hereby made **absolute**, subject to the hereinafter extracted conditions:-

“(i) the petitioner shall not commit an offence similar to the present offence;

(ii) the petitioner shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case;

(iii) the petitioner shall make himself available for interrogation by a police officer as and when required.”

4. This order should not be treated as “blanket” order. It will not be read granting petitioner indefinite protection from arrest. It shall be confined to the FIR mentioned *ibid* and will not operate in respect of any other incident

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that involves commission of an offence.

5. Needless to say that anything observed hereinabove shall not be construed to be an opinion on the merits of the case.

July 29, 2024
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(KULDEEP TIWARI)
JUDGE

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