



IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M-27020-2024
Date of decision: 23.08.2024

RADHEY SONI ...PETITIONER

Versus

STATE OF PUNJAB ...RESPONDENT

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

Present: - Mr. Hari Om Sharma, Advocate and
Mr. Jasvinder Singh Yadav, Advocate for the petitioner.

Mr. Japjot Singh, AAG, Punjab.

SANJIV BERRY, J. (ORAL)

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

FIR No.	Dated	Sections	Police Station
48	01.03.2023	406, 420 of IPC	Kharar (SAS Nagar)

2. Learned counsel for the petitioner submits that in compliance to the order dated 01.08.2024 passed by this Court, the petitioner has already joined the investigation and as such prayed for confirming the interim bail granted vide order dated 01.08.2024.
3. Learned State counsel, on instructions received from ASI Davinder Singh, intimates the Court that the petitioner has joined investigation and is neither required for further investigation nor for any custodial investigation.
4. Mr. Ashwani Gaur, Advocate, has put in appearance on behalf of complainant to assist the learned State counsel and filed power of



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attorney, which is taken on record. He opposed the submissions made by learned counsel for the petitioner.

5. During the course of hearing on 01.08.2024 , following order was passed:

“ Heard.

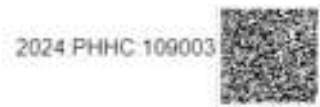
2. After considering the rival contentions and perusing the record, it is deemed appropriate that the petitioner should join the investigation first before deciding the petition on merits.

3. Accordingly, the petitioner is directed to join the investigation within seven days from today and in the event of his arrest, he is ordered to be released on interim bail on his furnishing personal/surety bonds to the satisfaction of the Arresting Officer/Investigating Officer. He shall also abide by conditions as envisaged under Section 438(2) Cr.P.C.

4. List on 23.08.2024.

5. Investigating Officer of the case is directed to remain present in Court along with entire record on that date.”

6. Keeping in view the above submissions made by learned State counsel and the fact that the petitioner had joined the investigation consequent to the order dated 01.08.2024 passed by this Court, interim bail granted vide order dated 01.08.2024 is hereby confirmed, subject to conditions as envisaged under Section 482 (2) of BNSS, 2023. Further the petitioner is 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 petitioner; he will not tamper with the



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evidence nor will influence the witnesses and will not leave the country without prior permission of the Court.

7. The petition stands allowed.
8. 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

23.08.2024
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- i) Whether speaking/reasoned?

Yes/No
- ii) Whether reportable?

Yes/No