

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

219

CRM-M-27224-2024 (O&M)
Date of Decision:- 08.07.2024

GOVINDA GILL @ GOBINDA GILL @ SURAJ

....Petitioner(s)

Versus

STATE OF PUNJAB

...Respondent(s)

CORAM: HON'BLE MR. JUSTICE SANJIV BERRY

Present : Mr. Shubham Goyal, Advocate for the petitioner.
Mr. Ankit Grewal, DAG 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
81	18.07.2023	323, 325, 148, 149 IPC; (Section 452 IPC added later on vide rapat No.48 dated 02.09.2023)	City Nakodar, District Jalandhar

2. Learned counsel for the petitioner has submitted that in compliance to the order dated 28.05.2024 passed by this Court, the petitioner has already joined the investigation and as such interim bail granted to the petitioner may be confirmed.
3. Learned State counsel, on instructions from SI Dilbag Singh has intimated that the petitioner has joined investigation and is no more required



for any custodial investigation in this case nor he is required for further investigation.

4. Heard.

5. During the course of hearing on 28.05.2024, the following order was passed:-

“ Learned counsel for the petitioner submits that initially, the FIR was lodged under Sections 323, 325, 148 and 149 of IPC and there was no specific role attributed to the petitioner of inflicting any injury, however, subsequently, Section 452 of IPC has been added and, therefore, it has necessitated for the petitioner to seek the concession of anticipatory bail.

Notice of motion.

Mr. Siddharth Attri, AAG, Punjab, accepts notice on behalf of the respondent-State.

Learned State counsel, on instructions from ASI Harinder Pal submits that the main accused-Chandan, Harve, Ravinder and Davinder have already been arrested, however, could not deny the fact that as per the FIR there is no role or injury attributed to the petitioner and the petitioner has been nominated under Sections 148, 149 read with Section 452 of IPC.

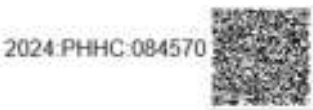
Heard the learned counsel for the parties.

Considering the above and the fact that no recovery has to be effected from the petitioner, the petitioner is directed to join investigation on 06.06.2024 at 11:00 A.M. before the Investigating Officer and cooperate with the Investigating Agency, even thereafter.

In the event of arrest, the petitioner be released on interim bail subject to furnishing personal/surety bonds to the satisfaction of the Arresting/Investigating Officer and the petitioner shall abide by the conditions as envisaged under Section 438 (2) Cr.P.C.

It is made clear that, in case, the petitioner is found involved in any such activity once again, the State is at liberty to promptly move an appropriate application for cancellation of bail detailing out the circumstances and violation of the condition(s) of bail.

Adjourned to 08.07.2024.”



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 28.05.2024 passed by this Court, interim bail granted vide order dated 28.05.2024 is hereby confirmed, subject to conditions as envisaged under Section 438(2) Cr.P.C. 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 evidence nor will influence the witnesses and will not leave the country without prior permission of the Court.

7. The petition stands allowed.

(SANJIV BERRY)
JUDGE

08.07.2024
S.Sharma(syr)

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