



CRM-M-27655-2024 (O&M)

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**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

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CRM-M-27655-2024 (O&M)
Date of Decision: 14.10.2024

SUKHDEV SINGH ALIAS SUKHA

.....Petitioner

Versus

STATE OF PUNJAB

.....Respondent

CORAM: HON'BLE MR. JUSTICE GURBIR SINGH.

Present: Mr. Jaiveer Singh, Advocate for
Mr. P.S. Ahluwalia, Advocate for the petitioner.

Ms. Manjot Kaur, AAG, Punjab.

GURBIR SINGH, J (ORAL)

1. The prayer in this petition filed under Section 438 Cr.P.C is for grant of c;oncession of per-arrest/ anticipatory bail to the petitioner in case FIR No. 26 dated 23.02.2024 registered at Police Station Division No.5, District Police Commissionerate Ludhiana for offences punishable under Sections 323, 341, 148, 149 and 506 IPC (Section 307 IPC added later on).
2. Vide order dated 28.05.2024, this Court had granted interim bail to the petitioner and directed him to join investigation. The same is reproduced as under:-

“ By way of present petition filed under Section 438 Cr.P.C., petitioner prays for grant of concession of pre-arrest/ anticipatory bail in case FIR No.26 dated 23.02.2024 (Annexure P.1) registered at Police Station Division No.5, District Police Commissionerate Ludhiana for offences



punishable under Sections 323, 341, 148, 149 and 506 IPC (Section 307 IPC added later on).

At the outset, learned counsel for the petitioner contends that similarly placed co-accused Parvinder Singh, Lakhwinder Singh and Harvinder Singh have already been allowed the benefit of anticipatory bail by this Court vide a common order dated 21.05.2024 passed in CRM-M-14747 of 2024, CRM-M25074 of 2024 and CRM-M-15615 of 2024 (Annexure P.6).

Notice of motion.

Mr. Vinay Kumar Malhotra, DAG, Punjab, accepts notice on behalf of the respondent- State. Copy of the petition be supplied to him during course of the day.

Learned State Counsel could not refute the contention that the case of the petitioner is on parity with that of co-accused, Parvinder Singh, Lakhwinder Singh and Harvinder Singh.

Adjourned to 21.08.2024 for filing status report.

In the meantime, in case of his arrest, the petitioner shall be released on interim bail subject to the satisfaction of the Arresting Officer/ Investigating Officer. However, it is further directed that the petitioner shall join the investigation as and when so required by the Investigating Officer. He shall not contact any person associated with the case to dissuade him from the investigation in any manner whatsoever and nor shall leave the country without prior permission of the Court. He shall further comply with the conditions stipulated in Section 438(2) Cr.P.C. ”

3. Learned State counsel, on instructions from ASI-Iqbal Singh (886) Ludhiana submits that in compliance of order dated 28.05.2024, petitioner has joined investigation and he is not required for any custodial interrogation.

4. I have heard learned counsel for the parties.

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5. In view of the fact that the petitioner has joined investigation and his custodial interrogation is not required, the order dated 28.05.2024 granting interim bail to the petitioner is made absolute. The petitioner shall abide by the conditions as laid down under Section 482 Cr.P.C. in letter and spirit.

6. Petition stands disposed of accordingly.

14.10.2024*renu***(GURBIR SINGH)
JUDGE****Whether speaking/reasoned: Yes/No
Whether Reportable: Yes/No**