



CRM-M-27788-2024

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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

213-1

CRM-M-27788-2024
Date of Decision : July 29, 2024

SUKHRAJ SINGH

-PETITIONER

V/S

STATE OF PUNJAB

-RESPONDENT

CORAM: HON'BLE MR. JUSTICE KULDEEP TIWARI

Present: Mr. Raghav Soni, Advocate
for the petitioner.

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

Mr. H.S. Batth, Advocate
for the complainant.

KULDEEP TIWARI, J. (ORAL)

1. On 05.07.2024, 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 FIR No.18 dated 07.02.2024, under Sections 452, 326, 323, 324, 295, 148, 149 of the IPC, registered at P.S. Sadar Khalra, District Tarn Taran.

2. The learned counsel for the petitioner submits that, although specific injury has been attributed to the petitioner, but, the present FIR suffers from the vice of delay, inasmuch as, it has been registered after delay of approx. 3 months, which renders it to be the outcome of premeditation and concoction. Therefore, the story put forward in the FIR is surrounded by clouds of suspicion.

3. Notice of motion for 22.07.2024.

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



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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.

6. To be heard with CRM-M-22832-2024.”

2. Today, the learned State counsel has, on instructions imparted to him by A.S.I. Gurnam Singh, 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 05.07.2024, 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 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