



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

204

CRM-M No.28450 of 2024
Date of decision: 28.08.2024

AKASH

.... Petitioner

Versus

STATE OF PUNJAB

.... Respondent

CORAM: HON'BLE MRS. JUSTICE MANISHA BATRA

Present : Mr. Ashish Sindher, Advocate for the petitioner
(*Through Video Conference*).

Ms. Ruchika Sabherwal, Sr. D.A.G., Punjab.

MANISHA BATRA, J. (oral)

1. Through the instant petition, filed under Section 438 of Code of Criminal Procedure, 1973, the petitioner seeks anticipatory bail in case FIR No. 18, dated 22.02.2024, under Section 25 of Arms Act at Police Station Bahawla, District Fazilka.
2. Vide order dated 30.05.2024, passed by this Court, the petitioner was released on interim bail and was directed to join investigation. Order dated 30.05.2024, passed by this Court, reads as under:

“Apprehending his arrest in FIR No.18 dated 22.02.2024, registered under Section 25 of Arms Act at Police Station Bahawala (Fazilka), petitioner seeks pre-arrest bail.

Learned counsel for the petitioner inter alia submits that it is highly unbelievable that the petitioner was able to run from the spot while the police party was searching his car. The alleged



recovery is of country-made pistol and the petitioner was not arrested from the spot.

Notice of motion for 28.08.2024.

On the asking of the Court, Mr. Tarun Aggarwal, Sr. DAG, Punjab appears and accepts notice on behalf of the respondent-State.

In the meantime, in the event of arrest, the petitioner shall be released on interim bail subject to his furnishing personal and surety bonds to the satisfaction of the arresting officer/Investigating Officer. As and when called, the petitioner shall join the investigation. He shall abide by the conditions enumerated under Section 438(2) of the Cr.P.C.”

3. Learned State counsel, on instructions from the Investigating Officer, has submitted that that the petitioner has joined investigation on 19.06.2024 and recovery of vehicle from which the petitioner was travelling at the time of occurrence, stands effected. His custodial interrogation is not required.

4. Keeping in view the above mentioned facts and circumstances, without commenting on the merits of the case, the present petition is allowed and the order dated 30.05.2024, granting interim bail to the petitioner, is made absolute, subject to the conditions laid down in Section 438(2) of the Code of Criminal Procedure.

(MANISHA BATRA)
JUDGE

28.08.2024
Jyoti-IV

Whether speaking/reasoned: Yes/No.
Whether reportable : Yes/No