



-1-

CRM-M-32809-2024
Date of decision: 20.08.2024

...Petitioners.

Versus

...Respondents.

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

Mr. Ankit Grewal, DAG, Punjab.

• • • • •

SANJIV BERRY, J. (ORAL)

By way of present petition filed under Section 438 Cr.P.C,
the petitioners seek anticipatory bail in case FIR (Annexure P-1) as
under: -

FIR No.	Dated	Sections	Police Station
0061	12.05.2024	452, 380, 427, 148, 149 IPC	Sadar Kapurthala, District Kapurthala

2. Learned counsel for the petitioners submits that in compliance to the order dated 12.07.2024, the petitioners have joined the investigation.



CRM-M-32809-2024

-2-

3. During the course of hearing on 12.07.2024, following order has been passed: -

‘The present petition has been filed under Section 438 Cr.P.C. for the grant of anticipatory bail to the petitioners in case registered against them vide FIR No.0061 dated 12.05.2024 under Sections 452, 380, 427, 148 and 149 IPC at Police Station Sadar Kapurthala. District Kapurthala.

The learned counsel for the petitioners inter alia contends that it is a case of no injury having been suffered by the complainant party and the allegations of the petitioners taking away Rs.10,000/- is baseless.

Notice of motion for 20.08.2024.

Mr. Ankit Grewal, DAG, Punjab, present in the Court, accepts notice on behalf of the State.

In the meantime, the petitioners are directed to appear before the SHO/Investigating Officer to join investigation and in the event of their arrest, they shall be released on bail on their furnishing bail bonds to the satisfaction of SHO/Investigating Agency, subject to the following conditions as envisaged under Section 438(2) Cr.P.C.:-

(i) that the petitioners shall make themselves available for interrogation before the investigating officer as and when required;



CRM-M-32809-2024

-3-

(ii) that the petitioners shall not, directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case as to dissuade them from disclosing such facts to the Court or to any police officer;

(iii) that the petitioners shall not leave the country without prior permission of the Court and shall surrender their passport, if any.

Meanwhile, the State is directed to file an affidavit/reply as to the exact role of the petitioners and the co-accused alongwith the details of pending FIRs, if any, on or before the next date of hearing.'

4. Learned State counsel, on instructions from ASI Gurdev Singh, informs the Court that the petitioners have joined the investigation and are neither required for further investigation nor for any custodial interrogation.

5. Keeping in view the above submissions made by learned State counsel and the fact that the petitioners had joined the investigation consequent to the order dated 12.07.2024 passed by this Court, interim bail granted vide order dated 12.07.2024 is hereby confirmed, subject to conditions as envisaged under Section 438(2) Cr.P.C. Further the petitioners are directed to join investigation as and when required in future by way of written notice for such purpose to be



CRM-M-32809-2024

-4-

served by Investigating Officer of this case upon the petitioners; they will not tamper with the evidence nor will influence the witnesses and will not leave the country without prior permission of the Court.

- 6. The petition stands allowed.
- 7. It is made clear that anything contained hereinabove shall not be construed to be an expression of opinion on the merits of the case.

20.08.2024
preeti

(SANJIV BERRY)
JUDGE

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