



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

CRM-M-32705-2024

Date of decision: 12.08.2024

BHIM SINGH

...PETITIONER

Versus

STATE OF PUNJAB

...RESPONDENT

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

Present: - Mr. R.V.S. Chugh, Advocate for the petitioner.

Mr. Adesh Pal Singh, AAG, 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 cross-case version registered vide DDR No.37 dated 14.04.2024 under Section 324, 323 of IPC and Section 326 has been added later on, at P.S. City-1 Mansa, District Mansa, (Annexure P-2) in case FIR (Annexure P-1) as under:

FIR No.	Dated	Sections	Police Station
53	14.04.2024	324, 323, 427, 148, 149 of IPC	City-1 Mansa, District Mansa.

2. Learned counsel for the petitioners submits that in compliance to the order dated 12.07.2024 passed by this Court, the petitioner has already joined the investigation and as such prayed for confirming the interim bail granted vide order dated 12.07.2024.

3. Learned State counsel, on instructions from ASI Daler Singh, intimates the Court that the petitioner has joined investigation and is



neither required for further investigation nor for any custodial investigation.

4. During the course of hearing on 12.07.2024, following order was passed:

“The learned counsel for the petitioner inter alia contends that it is a case of version and cross-version and an FIR No.53 dated 14.04.2024 under Sections 324, 323, 427, 148, 149 IPC at Police Station City-1, Mansa, District Mansa, already stands registered at the instance of the brother of the petitioner, namely, Sukhwinder Singh.

Notice of motion for 12.08.2024.

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

In the meantime, the petitioner is directed to appear before the SHO/Investigating Officer to join investigation and in the event of his arrest, he shall be released on bail on his 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 petitioner shall make himself available for interrogation before the investigating officer as and when required;*
- (ii) that the petitioner shall not, directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case as to dissuade him/her from disclosing such facts to the Court or to any police officer;*
- (iii) that the petitioner shall not leave the country without prior permission of the Court and shall surrender his passport, if any.*



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

5. 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 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 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.

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.

(SANJIV BERRY)
JUDGE

12.08.2024
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| i) | Whether speaking/reasoned? | Yes/No |
| ii) | Whether reportable? | Yes/No |