

[206] IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-35662-2023
Date of Decision : 24.01.2024

Manpreet Masih ...Petitioner
versus
State of PunjabRespondent

Coram : **HON'BLE MR. JUSTICE DEEPAK GUPTA**
Present : Mr. Karan Choudhary, Advocate for the petitioner.
Mr. Parneet Singh Pandher, AAG, Punjab.

DEEPAK GUPTA, J. (ORAL)

[1] On 26.07.2023, the following order was passed by this Court:-

“ Present: Mr. Karan Choudhary, Advocate, for the petitioner.

This is a petition under Section 438 Cr.P.C seeking anticipatory bail apprehending arrest in case FIR No.0043, dated 29.05.2023 under Sections 454, 342, 392 IPC and Section 25 of Arms Act, registered at Police Station Nurmehal, District Jalandhar (Annexure P-1).

Learned counsel for the petitioner inter alia submits that the petitioner has been falsely implicated on the basis of a disclosure statement of co-accused. The FIR was registered against 4/5 unknown people, within the age of 25/26 to 35 years. It is further submitted that till now, 15 persons have been nominated as accused, out of which 13 have been taken into custody. Learned counsel for the petitioner urges that though in law, there is not much credibility of disclosure statement made while in custody and in the present case, 15 persons have been nominated as accused against a mention of 4/5 unknown persons. He submits that the petitioner is ready and willing to join investigation and cooperate with the same.

Notice of motion.

On advance notice, Mr. Sanish Girdhar, AAG, Punjab, puts in appearance on behalf of the State and waives service.

Learned State counsel, on instructions from ASI Jugraj Singh, is not in a position to controvert that 15 persons have been

nominated in the present case, 13 out of them have already been taken into custody. However, bail has been opposed on the ground that even though recovery of some gold was effected from the persons taken into custody, remaining gold is yet to be recovered besides the mobile phone(s) and currency. He seeks time to file response/status report.

List on 13.09.2023.

In the meantime, without commenting upon the merits of the case, the petitioner is directed to join investigation and cooperate with the investigating agency. In the event of his arrest, the petitioner be admitted to interim bail on his furnishing surety and bail bonds to the satisfaction of the investigating/arresting officer. He shall abide by the conditions specified in Section 438(2) Cr.P.C.

Status report be filed on or before the next date. ”

[2] Today, learned State Counsel, on instructions from ASI Vijay Singh, has informed this Court that the petitioner has joined the investigation, in compliance of the order dated 26.07.2023 and is no longer required for further investigation.

[3] In view of the aforesaid, the order dated 26.07.2023, whereby the petitioner was granted interim anticipatory bail, is hereby made absolute. However, he shall continue to join investigation, if and so required by the Investigating Officer.

[4] Disposed of.

(DEEPAK GUPTA)
JUDGE

24.01.2024
'Rajneesh'

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