



CRM-M-35471-2024

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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(210)

CRM-M-35471-2024
Date of Decision : 28.10.2024

Charanpreet Singh Toor @ Charna ...Petitioner

Versus

State of Punjab ...Respondent

CORAM: HON'BLE MR. JUSTICE KULDEEP TIWARI

Present: Mr. G.B.S. Dhillon, Advocate
for the petitioner.

Mr. Sahil R. Bakshi, AAG, Punjab.

KULDEEP TIWARI, J.(Oral)

1. This Court, on dated 06.08.2024, had passed the hereinafter
extracted order, upon the instant petition:-

- “1. Through the instant petition, as instituted under Section 482 of the B.N.S.S., 2023, the petitioner seeks the concession of anticipatory bail, in case FIR No.102 dated 07.07.2024, under Sections 125, 115(2) of the Bharatiya Nyaya Sanhita, 2023, and, Sections 25/27 of the Arms Act, 1959, registered at P.S. Sadar Jagraon, Police District Ludhiana Rural, District Ludhiana.*
- 2. The learned counsel for the petitioner submits that the present FIR is the outcome of a road rage. Although there is allegation against the petitioner that he opened fire in air, but, it is also the case of the prosecution that no one suffered any injury on account of petitioner’s act.*
- 3. Notice of motion for 15.10.2024.*
- 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 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.”

2. Learned counsel for the petitioner submits that in deference to the directions issued, by this Court, vide orders dated 06.08.2024 and 15.10.2024, the petitioner has joined the investigation. He further submits that even the offence under Section 115 (2) of Bharatiya Nyaya Sanhita, 2023, as well as the offence under Sections 25 and 27 of the Arms Act, 1959, have been deleted, during the course of the investigation.

3. Learned State counsel has admitted the factum regarding the petitioner's joining the investigation, as well as deletion of the offence under Section 115 (2) of Bharatiya Nyaya Sanhita, 2023, as well as the offence under Sections 25 and 27 of the Arms Act, 1959.

4. Today, the learned State counsel on instructions imparted to him by ASI Randhir Singh, stated that pursuant to the making of the hereinabove extracted order, the petitioner(s) had joined investigation and he is no longer required for further custodial interrogation.

5. In view of the above, the hereinabove extracted interim order dated 06.08.2024, is hereby made absolute, subject to the hereinafter extracted conditions:-

“(i) the petitioner(s) shall not commit an offence similar to the present offence;

(ii) the petitioner(s) shall not directly or indirectly make any inducement, threat or promise to any person



*acquainted with the facts of the case;
(iii) the petitioner(s) shall make himself/herself available
for interrogation by a police officer as and when
required.”*

6. This order should not be treated as “blanket” order. It will not be read granting petitioner(s) 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.
7. Needless to say that anything observed hereinabove shall not be construed to be an opinion on the merits of the case.

(KULDEEP TIWARI)
JUDGE

October 28, 2024
Manpreet

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