



IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

214

CRM-M-35837-2024

Date of decision: 28.10.2024

Jasbir @ Jasbir Singh

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Mr. Jagbir Singh, Advocate
for the petitioner.

Mr. Navdeep Singh, DAG, Punjab.

MANJARI NEHRU KAUL, J. (ORAL)

1. The petitioner is seeking the concession of anticipatory bail under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (for short, 'BNSS') in case FIR No.142 dated 29.05.2024 under Sections 341, 384, 323, 506, 34 of the IPC registered at Police Station Kharar (Sadar), District SAS Nagar (Mohali).

2. Status report by way of affidavit of Karan Singh Sandhu, PPS, Deputy Superintendent of Police, Sub Division Kharar-1, District SAS Nagar, has been filed in the Court today which is taken on record subject to all just exceptions. A copy of the same has been supplied to the counsel opposite.

3. On 29.07.2024, while noticing the following submissions made by the learned counsel for the petitioner, this Court had granted the concession of interim bail to the petitioner and asked him to join investigation:-

“Learned counsel for the petitioner inter alia contends that the petitioner was not named in the FIR in question which has been annexed with the petition nor was any role attributed to him; he came to be nominated as an accused in a disclosure statement allegedly suffered by co-accused Narinder, who had in turn been named in the FIR in question. It has also been submitted that the petitioner was granted the concession of interim bail by the learned Trial Court, however, it was not made absolute on account of his alleged non-cooperation with the investigating agency.

On a pointed query put to the learned counsel as to whether the petitioner has any criminal antecedents, he has categorically replied in the negative.”

4. Learned counsel for the petitioner submits that in compliance of order dated 29.07.2024, the petitioner has joined investigation and cooperated with the investigating agency.

5. Learned State counsel, on instructions from ASI Bhupinder Singh, does not dispute the factum of the petitioner having joined investigation and cooperated with the investigating agency. He, on further instructions, submits that the petitioner is not required for further investigation much less for his custodial interrogation.

6. In view of the above, the petition is allowed and interim order dated 29.07.2024, is made absolute subject to the conditions laid down in Section 482(2) of the BNSS.

28.10.2024
Vinay

(MANJARI NEHRU KAUL)
JUDGE

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