



IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

214

CRM-M-36653-2024

Date of decision: 07.11.2024

Kulwinder Singh

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Mr. Akun Sheemar, Advocate for
Mr. Yajur Sharma, 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.15 dated 20.01.2024 for the offences under Sections 326, 325, 323, 427, 148, 149 of the IPC (Section 379-B IPC added later on) registered at Police Station Ajnala, District Amritsar Rural.

2. On 31.07.2024, learned counsel for the petitioner had made the following submissions:-

“At the outset, a pointed query was put to the learned counsel as to what was the material change in circumstances which would warrant entertaining the instant petition which is a second petition under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (BNSS); he has submitted that the prime accused Manpreet Singh and Harpal Singh, who were attributed grievous injuries, had since been exonerated by the Investigating Agency.”

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3. Thereafter, vide order dated 19.09.2024, the petitioner had been granted the concession of interim anticipatory bail and asked to join investigation.

4. Learned counsel for the petitioner submits that in compliance of order dated 19.09.2024, the petitioner has joined investigation and cooperated with the investigating agency.

5. Learned State counsel, on instructions from SI Lakhwinder 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 19.09.2024, is made absolute subject to the conditions laid down in Section 482(2) of the BNSS.

07.11.2024

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**(MANJARI NEHRU KAUL)
JUDGE**

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