



CRM-M-37134-2024

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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

211

CRM-M-37134-2024

Date of Decision : October 21, 2024

SUKHBIR SINGH AND ANOTHER

-PETITIONERS

V/S

STATE OF PUNJAB

-RESPONDENT

CORAM: HON'BLE MR. JUSTICE KULDEEP TIWARI

Present: Mr. Rahi Mehra, Advocate
for the petitioners.

Mr. Sahil R. Bakshi, A.A.G., Punjab.

KULDEEP TIWARI, J. (ORAL)

1. On 02.08.2024, this Court had passed the hereinafter extracted order, upon the instant petition:-

“Through the instant petition filed under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (BNSS), prayer is made for grant of 'anticipatory bail' to the petitioner in cross-case bearing General Diary Report No.21, dated 22.10.2023, in case FIR no.151, dated 18.10.2023 (Annexure P-1), under Sections 326, 325, 324, 323, and 34 of the IPC, registered at Police Station City, Patti, District Tarn Taran.

In asking for the relief (supra), learned counsel for the petitioner submits that the petitioner is a victim and has suffered 11 injuries on the vital part of his body and the FIR (supra), has been registered against the complainant party.

He further submits that after five days of the occurrence the instant cross-case has been registered against the present petitioner and even in that no injury is attributed to him.

Notice of motion.

Mr.Pardeep Bajaj, DAG, Punjab, accepts notice on behalf of respondent-State, and waives service.

Adjourned to 21.10.2024.

Meanwhile, the petitioner is directed to join the investigation



and on his doing so, the petitioner be released on interim bail subject to his furnishing personal bonds and surety to the satisfaction of Arresting/Investigating Officer. However, the petitioner shall continue to join the investigation as and when called upon to do so, and shall abide by the conditions as provided under Section 438(2) Cr.P.C.”

2. Today, the learned State counsel has, on instructions imparted to him by A.S.I. Paramjit Singh, stated that pursuant to the making of the hereinabove reproduced order, the petitioners had joined investigation and they are no longer required for further custodial interrogation.

3. In view of the above, the hereinabove reproduced interim order dated 02.08.2024, as made by this Court, is hereby made **absolute**, subject to the hereinafter extracted conditions:-

- “(i) the petitioners shall not commit an offence similar to the present offence;*
- (ii) the petitioners shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case;*
- (iii) the petitioners shall make themselves available for interrogation by a police officer as and when required.”*

4. This order should not be treated as “blanket” order. It will not be read granting petitioners 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.

5. Needless to say that anything observed hereinabove shall not be construed to be an opinion on the merits of the case.

October 21, 2024
devinder

(KULDEEP TIWARI)
JUDGE

Whether speaking/reasoned : Yes/No
Whether Reportable : Yes/No