



CRM-M-36995-2024

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**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

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CRM-M-36995-2024

Date of Decision : October 21, 2024

HARPREET SINGH

-PETITIONER

V/S

STATE OF PUNJAB

-RESPONDENT

CORAM: HON'BLE MR. JUSTICE KULDEEP TIWARI

Present: Mr. Ajay Chauhan, Advocate
for the petitioner.

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 438 of the IPC, prayer is made for grant of 'anticipatory bail' to the petitioner in case FIR No.144, dated 20.07.2023, under Sections 407 and 120-B of the IPC, registered at Police Station Mandi Gobindgarh, District Fatehgarh Sahib.

In asking for the relief (supra), learned counsel for the petitioner inter alia placed reliance upon an order dated 14.05.2024 (Annexure P-8), whereby, the co-accused-Sarabjit Singh, whose prearrest bail, granted vide order dated 04.12.2023, has been made absolute by this Court.

He further submits that in fact brother of the petitioner Gurjeet Singh alias Bunty, alleged to be the main accused is infact missing with truck, and regarding that an FIR bearing No.159, dated 02.05.2024, at Police Station Puranpur, District Pilibhit, (Annexure P-6), has been registered on the directions issued by the Chief Judicial Magistrate, Pilibhit, on dated 01.03.2024.

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. Rajinder Singh, stated that pursuant to the making of the hereinabove reproduced order, the petitioner had joined investigation and he is 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 petitioner shall not commit an offence similar to the present offence;*
- (ii) the petitioner shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case;*
- (iii) the petitioner shall make himself 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 petitioner 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
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(KULDEEP TIWARI)
JUDGE

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