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CRM-M-37009-2024
Date of decision: 04.10.2024

....Petitioner

STATE OF PUNJAB

....Respondent

Present:- Mr. Kuldip Singh, Advocate for the petitioner.

Mr. Ankit Grewal, DAG Punjab.

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SANJIV BERRY, J. (ORAL)

By way of present petition filed under Section 438 Cr.P.C, the petitioner seeks anticipatory bail in case FIR (Annexure P-1) as under: -

FIR No.	Dated	Sections	Police Station
108	20.06.2024	379, 411 IPC	Sadar Fazilka, District Fazilka

2. Learned counsel for the petitioner submits that in compliance to the order dated 17.09.2024, the petitioner has joined the investigation.

3. During the course of hearing on 17.09.2024, following order had been passed: -

“ Status report dated 16.09.2024 in the form of an affidavit of Deputy Superintendent of Police, Sub Division Fazilka, has been filed. The same is taken on



record. Copy thereof has been supplied to learned counsel for the petitioner.

2. *Heard.*

3. *It is, inter alia, contended by learned counsel for the petitioner that the petitioner is innocent and even the learned Sessions Judge, Fazilka, while dealing with the application for anticipatory bail, had asked the petitioner to join the investigation within 4 days but due to the fact that the petitioner has gone to Bikaner to attend the last rites and ceremonies of his relative, he could not join the investigation. He further submits that the petitioner is ready to join the investigation.*

4. *List on 04.10.2024.*

5. *In the meanwhile, the petitioner is hereby directed to join investigation within seven days from today and in the event of his arrest, he is ordered to be released on interim bail on his furnishing personal/surety bonds to the satisfaction of the Arresting Officer/Investigating Officer. He shall also abide by conditions as envisaged under Section 482 (2) of BNSS, 2023.”*

4. Learned State counsel on instructions received from the Investigating Officer of the case informs the Court that the petitioner has joined the investigation and is neither required for further investigation nor for any custodial interrogation.

5. Keeping in view the above submissions made by learned State counsel and the fact that the petitioner had joined the investigation

consequent to the order dated 17.09.2024 passed by this Court, interim

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bail granted vide order dated 17.09.2024 is hereby confirmed, subject to conditions as envisaged under Section 482(2) of BNSS. Further the petitioner is directed to join investigation as and when required in future by way of written notice for such purpose to be served by Investigating Officer of this case upon the petitioner; he will not tamper with the evidence nor will influence the witnesses and will not leave the country without prior permission of the Court.

- 6. The petition stands allowed.
- 7. It is made clear that anything contained hereinabove shall not be construed to be an expression of opinion on the merits of the case.

04.10.2024
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(SANJIV BERRY)
JUDGE

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| i) | Whether speaking/reasoned? | Yes/No |
| ii) | Whether reportable? | Yes/No |