



way of supplementary statement made by the complainant. However, it has been submitted that in the supplementary statement, the complainant stated that he suspected the involvement of the petitioner in the alleged crime.”

3. Learned counsel for the petitioner submits that in compliance of order dated 29.08.2024, petitioner has joined the investigation and cooperated with the investigating officer.
4. Learned State counsel on instructions from SI Jaswinder Singh, has not disputed the submissions made by the counsel for the petitioner and is not required for custodial interrogation.
4. Learned counsel appearing for the complainant has also not disputed that it is a case based on eyewitness account nor it has been disputed that the complainant had not raised any suspicion qua the involvement of the petitioner in the crime in question and it was much later that he made a statement under Section 161 Cr.PC stating that he suspected that the petitioner could be involved in the crime in question.
5. In view of the above, present petition is allowed and interim order dated 29.08.2024 is made absolute subject to the conditions as envisaged in Section 438(2) Cr.PC/482(2) BNSS.

05.12.2024
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(MANJARI NEHRU KAUL)
JUDGE

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