

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

208

CRM-M-39735-2024 (O&M)
Date of Decision : 04.10.2024

JAGDEV SINGH -PETITIONER

V/S

STATE OF PUNJAB -RESPONDENT

CORAM: HON'BLE MR. JUSTICE SANJIV BERRY

Present: Mr. Aminder Singh, Advocate
for the petitioner.

Mr. Ankit Grewal, DAG, Punjab.

SANJIV BERRY, J. (ORAL)

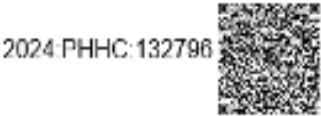
1. By way of present petition filed under Section 482 of BNS, petitioner seeks anticipatory bail in case FIR (**Annexure P-1**) as under:

FIR No.	Dated	Sections	Police Station
29	29.03.2024	420, 406 IPC	Anandpur Sahib, District Rupnagar

2. Learned counsel for the petitioner has submitted that in compliance to the order dated 05.09.2024 passed by this Court, the petitioner has joined the investigation.

3. Status report by way of affidavit of Ajay Singh, PPS, Deputy Superintendent of Police, Sri Anandpur Sahib, District Rupnagar, Punjab, has been filed in Court today, which is taken on record.

4. Learned State counsel, on instructions received from ASI Dharampal, informs the Court that the petitioner has joined investigation



and is neither required for further investigation nor for any custodial interrogation.

5. During the course of hearing on 05.09.2024, following order was passed:

“By way of present petition filed under Section 482 of the Bhartiya Nagarik Suraksha Sanhita 2023 (BNSS), the petitioner seeks anticipatory bail in case FIR (Annexure P-1) as under: -

FIR No.	Dated	Sections	Police Station
29	29.03.2024	420, 406 IPC	Anandpur Sahib, District Rupnagar

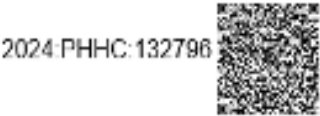
2. *It is, inter alia, contended by learned counsel for the petitioner that the petitioner is innocent and has been falsely implicated in this case. He contends that no specific overt act is attributed to the petitioner. He contends that even there is no allegation qua the petitioner of having allured or defrauded the petitioner nor there is specific allegation qua any amount being paid to the petitioner. He contends that all the allegations qua the co-accused, namely Hardeep Singh, and even as per the instructions of the petitioner said Hardeep Singh has returned an amount of Rs. 1.5 lac back to the complainant.*

3. *Learned counsel for the petitioner further contends that the petitioner is not having any other criminal antecedents and is ready to join investigation.*

4. *Notice of motion.*

5. *On the asking of the Court, Mr. Ankit Grewal, DAG, Punjab, present in Court, accepts notice on behalf of the State-respondent and, on instructions received from ASI Raj Kumar, does not dispute the factual matrix of the case. He prays for time to file the status report/reply in the matter.*

6. *Adjourned to 26.09.2024.*



7.

Needful be done well before the date fixed with an advance copy to the counsel opposite.
8.

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 the Bhartiya Nagarik Suraksha Sanhita 2023 (BNSS).”
6.

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 05.09.2024 passed by this Court, interim bail granted vide order dated 05.09.2024 is hereby confirmed, subject to conditions as envisaged under Section 482 (2) of BNSS, 2023. 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.
7.

The petition stands allowed.
8.

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

Satyawan

(SANJIV BERRY)

JUDGE

Whether speaking/reasoned

:

Yes/No

Whether Reportable

:

Yes/No