



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

212

CRM-M-40186-2024(O&M)
Date of Decision: 30.08.2024

LOVEPREET SINGH
STATE OF PUNJAB

VERSUS

....Petitioner
....Respondent

CORAM : HON’BLE MRS. JUSTICE MANISHA BATRA

Present : Mr. Siddharth Gupta, Advocate for the petitioner.
Mr. Amandeep Singh Samra, AAG, Punjab.

MANISHA BATRA, J. (Oral)

The present petition has been filed under Section 438 of Cr.P.C.
seeking anticipatory bail in FIR mentioned below:-

FIR No.	Dated	Police Station	Sections
0045	02.05.2024	P.S. City Rampura, District Bathinda	324, 323, 506, 34 of IPC (offence under Section 326 IPC added lateron)

2. Vide order dated 21.08.2024 passed by this Court, the petitioner was released on interim bail and was directed to join investigation. Order dated 21.08.2024 is reproduced as under:-

“The instant petition has been filed under Section 482 of Bharatiya Nagarik Suraksha Sanhita (BNSS) by the petitioner seeking pre arrest bail in case arising out of FIR No.45 dated 02.05.2024 registered under Sections 324, 323, 506 and 34 of IPC (offence under Section 326 of IPC added later on) at Police Station City Rampura, District Bathinda on the basis of statement got recorded by the complainant Jagdeep Singh alleging that on the night of 26.04.2024, he was called by the co-accused, who is the mother of the present petitioner, in the



street and when he reached there, she called the present petitioner and instigated him to teach him a lesson. In the meantime, the petitioner and co-accused namely, Sukhdev Singh reached there and had opened an assault upon him. Sukhdev Singh had given sword blow upon him. Upon his threat, he raised alarm on hearing of which, his wife-Sukhwinder Kaur came out from house and she too assaulted by the co-accused. The petitioner had joined the investigation before the Police before addition of offence punishable under Section 326 of IPC. Investigation is under the way. Apprehending her arrest, she moved an application for grant of pre arrest bail before the Court of learned Additional Sessions Judge, Bathinda which had been dismissed vide order dated 03.08.2024.

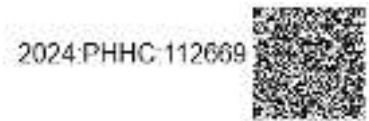
It is argued by learned counsel for the petitioner that she has been falsely implicated in this case. The co-accused namely, Swaranjit Kaur, has been granted concession of anticipatory bail by this Court vide order dated 15.07.2024. Offence under Section 326 had been added after 6 days. He is ready to join investigation. No recovery is to be effected from him. Hence, it is urged that his custodial interrogation is not required.

Notice of motion.

Learned State counsel who has appeared on advance notice of the petition, seeks time to file status report in the matter.

Adjourned to 30.08.2024.

In the meantime, the petitioner is directed to appear before the Investigating/Arresting Officer to join investigation within one week or as and when subsequently required thereafter. In the event of his arrest, the Investigating/Arresting Officer shall release the petitioner on interim bail on furnishing personal/surety bonds to his/her satisfaction. The petitioner shall also abide by the conditions as envisaged under Section 438(2) Cr.P.C.”



3. Learned State counsel filed status report dated 29.08.2024. The same is taken on record. He further, on instructions from the investigating officer states that the petitioner has joined the investigation on 26.08.2024. No recovery of weapons has been effected from the petitioner. His custodial interrogation is not required. No useful purpose would be served by detaining him in custody. In view of the said facts but without commenting on the merits of the case, the present petition is allowed and the order dated 21.08.2024 granting interim bail to the petitioner is made absolute, subject to the conditions laid down in Section 438(2) of the Code of Criminal Procedure.

30.08.2024
Deepak Patwal

(MANISHA BATRA)
JUDGE

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| 1. | <i>Whether speaking/reasoned</i> | <i>Yes/No</i> |
| 2. | <i>Whether reportable</i> | <i>Yes/No</i> |