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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

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Date of Decision : October 15, 2024

EKAM SINGH GILL

-PETITIONER

V/S

STATE OF PUNJAB

-RESPONDENT

CORAM: HON'BLE MR. JUSTICE KULDEEP TIWARI

Present: Mr. Parvez Chugh, Advocate
for the petitioner.

Mr. Pardeep Bajaj, D.A.G., Punjab.

Mr. Saurav Bhatia, Advocate
for the complainant.

KULDEEP TIWARI, J. (ORAL)

1. On 22.08.2024, this Court had passed the hereinafter extracted order, upon the instant petition:-

"1. Through the instant petition, as instituted under Section 482 of the B.N.S.S., 2023, the petitioner seeks the concession of anticipatory bail, in case FIR No.30 dated 30.06.2024, under Sections 420, 406, 120-B of the IPC (Sections 467, 468 and 471 of the IPC added subsequently), registered at P.S. Handesra, District S.A.S. Nagar.

2. The learned counsel for the petitioner submits that the petitioner is a student and his only role is that, he had introduced the complainant with the main accused Ankit Tiwari. He further submits that the entire amount was transferred in the account of main accused Ankit Tiwari.

3. Notice of motion for 03.10.2024.

4. Mr. Pardeep Bajaj, D.A.G., Punjab, accepts notice on behalf of respondent-State of Punjab.

5. In the meantime, the petitioner is directed to join the investigation



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and to appear before the investigating agency, as and when called upon to do so. In the event of her arrest, she shall be admitted to interim bail on her furnishing bail bonds to the satisfaction of the Arresting/Investigating Officer. The petitioner shall abide by the terms and conditions as envisaged under Section 482(2) of the B.N.S.S., 2023.

6. At this stage, the learned counsel for the complainant submits that there are chances of amicable settlement, therefore, the matter may be referred to the Mediation and Conciliation Centre of this Court.

7. Since the proposal of mediation, as put forth by the learned counsel for the complainant, is acceptable to the learned counsel for the petitioner, therefore, the parties are directed to appear in the Mediation and Conciliation Centre of this Court on 02.09.2024 to explore the probabilities of amicable settlement. ”

2. Today, the learned State counsel has, on instructions imparted to him by A.S.I. Jeevan Singh, stated that pursuant to the making of the hereinabove extracted order, the petitioner had joined investigation and he is no longer required for further custodial interrogation.

3. In view of the above, the hereinabove extracted interim order dated 22.08.2024, 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



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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 15, 2024
devinder

(KULDEEP TIWARI)
JUDGE

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