

206/1
IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-41906-2023
Date of Decision : 30.01.2024

JAGDISH SINGH @ JAGDEESH SINGH @ LOVELY
.....Petitioner

VERSUS

STATE OF PUNJAB
.....Respondent

CORAM: HON'BLE MR. JUSTICE KULDEEP TIWARI

Present : Mr. Gurmeet Singh Saini, Advocate,
for the petitioner.

Mr. Jashandeep Singh, AAG, Punjab.

KULDEEP TIWARI. J.(Oral)

1. On 24.08.2023, the following order was passed by a co-ordinate Bench of this Court:-

“Instant petition has been filed under Section 438 of the Code of Criminal Procedure, 1973 seeking pre-arrest bail in:-

FIR No.	Dated	Police Station	Sections
0004	05.01.2023	City Zira, District Ferozepur	324, 323, 427, 148, 149 IPC (later on Section 326 IPC was added)

Counsel for the petitioner has argued that the attribution qua the petitioner is a gandasi blow on the little finger of complainant’s hand. He submits that besides injuries, allegation has been levelled regarding theft of Rs.3.86 lacs and a pistol with live cartridges, which have been found to be false during investigation as per the challan submitted in the case of the co-accused. He submits that petitioner, who has clean antecedents, is prepared to join the investigation.

Notice of motion.

On asking of the Court, Mr. Arun Luthra, DAG, Punjab accepts notice on behalf of the State-respondent.

List on 02.11.2023.

Petitioner is directed to join the investigation on 06.09.2023 at 11.00 A.M. at Police Station City Zira, District Ferozepur and co

-operate with the Investigating Agency. In the event of arrest, he shall be admitted to interim bail on furnishing personal and surety bonds to the satisfaction of Arresting/Investigating Officer. He shall also abide by the conditions as specified under Section 438 (2) Cr.P.C.”

2. Learned State counsel, on instructions imparted to him by ASI Bhagwan Singh, submits that the petitioner has already joined the investigation in pursuance to the aforesaid order, and he has fully co-operated with the investigation process, and is no more required for any further custodial investigation.

3. In view of the specific stand taken by the learned State counsel, the present petition is allowed, and order dated 24.08.2023 is, hereby, made absolute on the same terms and conditions.

January 30, 2024
dharamvir

(KULDEEP TIWARI)
JUDGE

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