



IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

207/2

CRM-M-40935-2024

Date of decision: November 29th, 2024

Malkiat Singh

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present: Mr. Nandan Jindal, Advocate
for the petitioner.

Mr. Navdeep Singh, Deputy Advocate General, Punjab.

MANJARI NEHRU KAUL, J. (ORAL)

Petitioner is seeking the concession of anticipatory bail in
FIR No.157 dated 26.07.2024 under Sections 316(5), 61(2) of the BNS,
2023, registered at Police Station City Kotkapura, District Faridkot.

2. Vide order dated 23.08.2024, the petitioner had been
granted interim anticipatory bail with direction to join investigation and
the relevant part of the said order reads as under:-

*“Learned counsel inter alia contends that both the
petitioners were employed as Security Guards at the main gate of
PSPCL; their duty was only restricted to check the gate passes
issued for the exit of the vehicles from the godown concerned. It
has been submitted that in the circumstances, the petitioners
could not be linked in any manner with the alleged
misappropriation of the scrap which had been allegedly removed
from the godown by the Store Keeper as well as the Store
Incharge.”.*

3. Learned counsel for the petitioner submits that in
compliance of order dated 23.08.2024, the petitioner has joined
investigation and cooperated with the investigating agency.

4. Learned State counsel, on instructions, does not dispute the factum of the petitioner having joined investigation and cooperated with the investigating agency. He, on further instructions, submits that the petitioner is not required for further investigation much less for his custodial interrogation.

5. In view of the above, the petition is allowed and interim order dated 23.08.2024, is made absolute subject to the conditions laid down in Section 438(2) Cr.P.C./482(2) BNSS.

November 29th, 2024
Puneet

(MANJARI NEHRU KAUL)
JUDGE

Whether speaking/reasoned : Yes
Whether reportable : No