



CRM-M-40525-2024

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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

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CRM-M-40525-2024

Date of Decision : November 04, 2024

GURPREET SINGH ALIAS RICKY

-PETITIONER

V/S

STATE OF PUNJAB

-RESPONDENT

CORAM: HON'BLE MR. JUSTICE KULDEEP TIWARI

Present: Mr. Ramneek Vasudeva, Advocate
for the petitioner.

Mr. Sahil R. Bakshi, A.A.G., Punjab.

KULDEEP TIWARI, J. (ORAL)

1. On 22.08.2024, a Co-ordinate Bench of this Court had passed the hereinafter extracted order, upon the instant petition:-

“The present petition has been filed under Section 482 of Bharatiya Nagarik Suraksha Sanhita, 2023 (BNSS) for the grant of anticipatory bail to the petitioner in case registered against him vide FIR No.60 dated 08.06.2024 under Sections 365, 323, 149 and 506 IPC registered at Police Station Punjab Agriculture University (PAU), District Police Commissionerate Ludhiana.

The learned counsel for the petitioner inter alia contends that the present occurrence is an outcome of a matrimonial dispute between the parties.

Notice of motion for 04.11.2024.

Ms. Ramta K Chaudhary, DAG, Punjab, present in the Court, accepts notice on behalf of the State.

In the meantime, the petitioner is directed to appear before the SHO/Investigating Officer to join investigation and in the event of his arrest, he shall be released on bail on his furnishing bail bonds to the satisfaction of SHO/Investigating Agency, subject to the following conditions as envisaged under Section 482(2) BNSS:-



(i) that the petitioner shall make himself available for interrogation before the investigating officer as and when required;

(ii) that the petitioner shall not, directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case as to dissuade him/her from disclosing such facts to the Court or to any police officer;

(iii) that the petitioner shall not leave the country without prior permission of the Court and shall surrender his passport, if any.

Meanwhile, the State is directed to file an affidavit/reply as to the exact role of the petitioner and his co-accused alongwith the details of pending FIRs, if any, on or before the next date of hearing.”

2. Today, the learned State counsel has filed an affidavit sworn by Gurdev Singh, PPS, Assistant Commissioner of Police (West), Ludhiana, which is taken on record. Moreover, on instructions imparted to him by the official/officer concerned, the learned State counsel has stated that pursuant to the making of the hereinabove reproduced order, the petitioner had joined investigation and he is no longer required for further custodial interrogation.

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



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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 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.

November 04, 2024
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(KULDEEP TIWARI)
JUDGE

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