



IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

206

CRM-M-40841-2024
Date of decision: November 29th, 2024

Surinder Kumar @ Buntty
.....Petitioner

Versus

State of Punjab
.....Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present: Mr. Goldy Jakhar, Advocate
for the petitioner.

Mr. Navdeep Singh, Deputy Advocate General, Punjab.

Mr. Pardhuman Garg and Mr. Kanav Goyal, Advocates
for the complainant.

MANJARI NEHRU KAUL, J. (ORAL)

Petitioner is seeking the concession of anticipatory bail in
FIR No.64 dated 17.06.2024 under Sections 307, 326, 324, 120-B, 148,
149 of the Indian Penal Code, 1860, registered at Police Station
Bahavwala, District Fazilka.

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, at the outset, has drawn the
attention of this Court to the FIR, which has been
annexed as Annexure P-1, and has submitted that a bare
perusal of the allegations levelled therein clearly reveals
that no injury much less even instigation has been
attributed to the petitioner in the crime in question; rather
it has only been alleged that after the complainant had
been brutally assaulted by the co-accused, the petitioner
came to the spot and enquired from the co-accused as to*

how many legs had been fractured by them.

On a pointed query put to the learned counsel, he has informed the Court that the petitioner has clean antecedents and is not involved in any other criminal case.”

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