

CRM-M-41553-2024

1

208/2

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-41553-2024
Date of Decision : 29.10.2024

JAI SINGH

.....Petitioner(s)

VERSUS

STATE OF HARYANA

.....Respondent(s)

CORAM: HON'BLE MR. JUSTICE KULDEEP TIWARI

Present : Mr. Gautam Dutt, Advocate,
for the petitioner(s).

Mr. R.K.Singla, DAG, Haryana.

KULDEEP TIWARI, J.(Oral)

1. On 27.08.2024, this Court had passed the hereinafter
extracted order, upon the instant petition:-

“Through the instant petition filed under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023, prayer is made for grant of anticipatory bail to the petitioner in case FIR No.0491 dated 18.7.2024, under Sections 3(5), 318(4), 351(2), 11(2), 308(2), 338, 336(3), 340(2), 238, 215 of the BNSS, registered at Police Station HTM Hisar, District Hisar.

Learned counsel for the petitioner places reliance upon the order dated 9.8.2024 (Annexure P-2) and submits that he is co-pedestal with Raj Kumar @ Raja Gurjar, who has already been granted the relief of anticipatory bail by this Court. He further submits that he is ready and willing to abide by the terms and conditions, which were put upon the petitioner therein.

Notice of motion for 20.9.2024.

On the asking of the Court, Mr. Bhupender Singh, D.A.G., Haryana, accepts notice on behalf of the respondent-State.

In the meanwhile, the petitioner is directed to join the investigation before the Head of the Special Investigating Team on dated 4.9.2024 at 11.00 a.m. positively and on his doing so, the petitioner be released on interim bail subject to his furnishing personal and surety bonds to the satisfaction of the Arresting/Investigating Officer. The petitioner shall, however, join the investigation as and when called for and shall also abide by the conditions specified under Section 482(2) of the Bharatiya Nagarik Suraksha Sanhita, 2023.

It is further made clear that at the time of joining the investigation, not only the petitioner is required to extent full co-operation with the SIT but also to sworn affidavit as per the

submission made by the learned counsel for the petitioner today in Court. ”

2. Today, the learned State counsel has, on instructions imparted to him by the police official concerned, stated that pursuant to the making of the hereinabove extracted order, the petitioner(s) had joined investigation and he is no longer required for custodial interrogation.

3. In view of the above, the hereinabove extracted interim order dated 27.08.2024, is hereby made **absolute**, subject to the hereinafter extracted conditions:-

- “(i) the petitioner(s) shall not commit an offence similar to the present offence;
- (ii) the petitioner(s) shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case;
- (iii) the petitioner(s) shall make himself/herself 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(s) 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.

6. All pending application(s), if any, also stand **disposed** of accordingly.

(KULDEEP TIWARI)
JUDGE

October 29, 2024
dharamvir/Ajay

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