



IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M-41843-2024
Date of decision: 26.09.2024

AJAYPAL SINGH
....Petitioner

Versus

STATE OF PUNJAB
....Respondent

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

Present:- Mr. Vaibhav Narang, Advocate
for the petitioner.

Mr. Ankit Grewal, DAG Punjab.

.....

SANJIV BERRY, J. (ORAL)

Status report dated 25.09.2024 in the form of an affidavit of Assistant Commissioner of Police, (South), Amritsar, has been filed. The same is taken on record. Copy thereof has been supplied to learned counsel for the petitioner.

2. By way of present petition filed under Section 438 Cr.P.C., the petitioner seeks anticipatory bail in case FIR (Annexure P-1) as under: -

FIR No.	Dated	Sections	Police Station
28	09.03.2024	341, 323, 506, 148 and 149 IPC (379 IPC added later on)	Sultanwind, District Amritsar

3. Learned counsel for the petitioner submits that in compliance to the order dated 29.08.2024, the petitioner has joined the investigation.



4. During the course of hearing on 29.08.2024, following order had been passed: -

“2. It is, inter alia, contended by learned counsel for the petitioner that the petitioner is innocent and has been falsely implicated in this case. He contends that although the petitioner is named in the FIR but there is no specific overt act is attributed to him and he is shown to be empty handed. He further contends that in fact the petitioner has never participated in the alleged occurrence. He contends that the co-accused of the petitioner has already been granted the concession of bail. Hence, the present petition seeking concession of anticipatory bail.

3. Notice of motion.

4. On the asking of the Court, Mr. Adesh Pal Singh, AAG, Punjab, present in Court, accepts notice on behalf of the State-respondent and, on instructions received from ASI Dilbag Singh, submits that no specific overt act is attributed to the petitioner and he was found to be empty handed. He prays for time to file the status report/reply in the matter.

5. Adjourned to 19.09.2024

6. Needful be done well before the date fixed with an advance copy to the counsel opposite.

7. In the meanwhile, the petitioner is hereby directed to join investigation within seven days from today and in the event of his arrest, he is ordered to be released on interim bail on his furnishing personal/surety bonds to the satisfaction of the Arresting Officer/Investigating Officer. He shall also abide by conditions as envisaged under Section 438(2) Cr.P.C.”

5. Learned State counsel on instructions received from ASI Angrej Singh informs the Court that the petitioner has joined the investigation and is neither required for further investigation nor for any custodial interrogation.

6. Keeping in view the above submissions made by learned State counsel and the fact that the petitioner had joined the investigation consequent to the order dated 29.08.2024 passed by this Court, interim bail granted vide order dated 29.08.2024 is hereby confirmed, subject to



conditions as envisaged under Section 482(2) of BNSS. Further the petitioner is directed to join investigation as and when required in future by way of written notice for such purpose to be served by Investigating Officer of this case upon the petitioner; he will not tamper with the evidence nor will influence the witnesses and will not leave the country without prior permission of the Court.

7. The petition stands allowed.
8. It is made clear that anything contained hereinabove shall not be construed to be an expression of opinion on the merits of the case.

26.09.2024
puneet

(SANJIV BERRY)
JUDGE

- | | | |
|-----|----------------------------|--------|
| i) | Whether speaking/reasoned? | Yes/No |
| ii) | Whether reportable? | Yes/No |