



**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

CRM-M-44906-2023

Date of Decision : 14.05.2024

SAGAR SHARMA

.....Petitioner

VERSUS

STATE OF PUNJAB

.....Respondent

CORAM: HON'BLE MR. JUSTICE KULDEEP TIWARI

Present: Mr. Ashutosh Gupta, Advocate,
for the petitioner.

Mr. Akshay Kumar, AAG, Punjab.

KULDEEP TIWARI, J.(Oral)

1. On 11.09.2023, the following order was passed by a co-ordinate bench of this Court:-

“Learned counsel for the petitioner submitted that the present is a case of money dispute between the parties, which has been given a criminal flavour and the petitioner is not a habitual offender. He further submitted that the wife of the petitioner, who is also a co-accused has already been granted the concession of interim anticipatory bail by this Court on 22.08.2023 in CRM-M-41337-2023.

Notice of motion.

Mr. Ramdeep Partap Singh, Senior DAG, Punjab, accepts notice on behalf of the respondents-State.

Adjourned to 19.12.2023.

To be heard alongwith CRM-M-41337-2023.

In the meantime, the petitioner is directed to join the investigation and to co-operate fully with the investigation process and on his doing so, the petitioner be released on interim bail, subject to his furnishing personal bonds and surety to the satisfaction of the Arresting/Investigating Officer. However, the petitioner shall continue to join the investigation as and when

called upon to do so and shall abide by the conditions as provided under Section 438(2) Cr.P.C. ”

2. Upon pleading non-joining/non-cooperation of the petitioner with the investigating agency, on the request of learned counsel for the petitioner, the present petitioner was directed to join investigation vide orders dated 29.02.2024 and 15.04.2024

3. Today, learned State counsel, on instructions imparted to him by ASI Ranjit Singh, submits that the petitioner has joined the investigation in pursuance to the aforesaid orders, and he has fully co-operated with the investigation process, and is no more required for any further custodial investigation.

4. Even as per the status report, dated 13.05.2024, filed by way of an affidavit of aforesaid ASI, the petitioner is stated to have joined investigation on 29.04.2024 and 30.04.2024. The said report is ordered to be taken on record.

5. In view of the specific stand taken by the learned State counsel, the present petition is **allowed**, and order dated 11.09.2023 is, hereby, made absolute, on the terms and conditions as envisaged under Section 438(2) of the Cr.P.C.

May 14, 2024
dharamvir

(KULDEEP TIWARI)
JUDGE

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