



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-45815-2024
Date of Decision : **October 24, 2024**

SANJEEV KUMAR AND ANOTHER

.....Petitioners

VERSUS

STATE OF HARYANA

.....Respondent

CORAM: HON'BLE MR. JUSTICE KULDEEP TIWARI

Present: Mr. Vivek Singla, Advocate for the petitioners.

Mr. Bhupender Singh, D.A.G., Haryana.

Mr. Yagsimant Attri, Advocate for the complainant.

KULDEEP TIWARI, J. (Oral)

1. On 13.9.2024, this Court had passed the hereinafter extracted order, upon the instant petition:-

“Through the instant petitions, prayer is made for grant of 'anticipatory bail' to the present petitioners, in case FIR no.264, dated 26.08.2024, under Sections 109(1), 115 and 3(5) of BNSS, 2023 and under Section 25(1B) of the Arms Act, 1959, registered at Police Station Sadar Narwana, District Jind.

While placing reliance upon an order dated 09.09.2024, passed by this Court in CRM-M-44307-2024, learned counsel for the petitioners, submits that the present petitioners are at co-pedestal to the petitioners in that case.

Notice of motion.

Mr. Rajesh Gaur, Addl.A.G., Haryana, accepts notice on behalf of respondent-State, and waives service.

At this stage, Mr. Yagsimant Attri, Advocate, has caused appearance on behalf of the complainant, through a validly executed power of attorney in his favour. The same is taken on record.

Adjourned to 24.10.2024.

Meanwhile, the petitioners are directed to join the investigation and on their doing so, the petitioners be released on interim bail subject to their furnishing personal bonds and surety to the satisfaction of Arresting/Investigating Officer. However, the petitioners 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.

To be heard alongwith CRM-M-44307-2024.

A photocopy of this order be placed on the file of the connected case.”

2. Today, the learned State counsel has, on instructions imparted to him by the 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 further custodial interrogation.

3. In view of the above, the hereinabove extracted interim order dated 13.9.2024, 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.

October 24, 2024
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(KULDEEP TIWARI)
JUDGE

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