

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

208

CRM-M-49797-2024 (O&M)
Date of Decision:- 08.11.2024

SUJAL ALIAS VIVEK KUMAR

....Petitioner(s)

Versus

STATE OF PUNJAB AND ANOTHER

...Respondent(s)

CORAM: HON'BLE MR. JUSTICE SANJIV BERRY

Present : Mr. Vijay Lath, Advocate for the petitioner.

Mr. Ankit Grewal, DAG Punjab.

Mr. Manjot Singh, Advocate for
Mr. Surinder Sharma, Advocate for respondent No.2.

SANJIV BERRY, J. (ORAL)

By way of present petition filed under Section 482 Bharatiya
Nagarik Suraksha Sanhita, 2023, petitioner seeks anticipatory bail in case
FIR (Annexure P-1) as under:

FIR No.	Dated	Sections	Police Station
26	09.03.2024	341, 323, 294, 506, 34 IPC; (326 IPC added later on)	Nangal, District Rupnagar

2. Learned counsel for the petitioner has submitted that in
compliance to the order dated 04.10.2024 passed by this Court, the petitioner
has already joined the investigation and as such interim bail granted to the
petitioner may be confirmed.



3. Learned State counsel, on instructions received from ASI Keshav has intimated that the petitioner has joined investigation and is no more required for any custodial investigation in this case nor he is required for further investigation.

4. Heard.

5. During the course of hearing on 04.10.2024, the following order was passed:-

“ 2.Learned counsel for the petitioner, inter alia, contends that the petitioner is innocent and has been falsely implicated in the case. He submits that no specific overt act is attributed to the petitioner and the injury attracting the offence punishable under Section 306 IPC is not attributed to the petitioner. He further submits that in the meanwhile, a compromise dated 20.09.2024 (Annexure P-3) has been effected between the parties and he is ready to join the investigation.

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 respondent-State and prays for time to file reply in the matter.

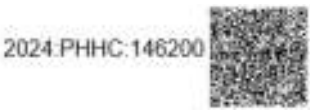
5.Mr. Surinder Sharma, Advocate has put in appearance on behalf of respondent No.2 and filed his power of attorney. Same is taken on record. He has admitted the factum of compromise effected between the parties voluntarily.

5.Adjourned to 08.11.2024.

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 co-operate in the same. In the event of the arrest of the petitioner, he shall 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 482(2) BNSS.”

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 04.10.2024 passed by this Court, interim bail granted vide order dated 04.10.2024 is hereby confirmed, subject to conditions as envisaged under Section 482(2) 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.

(SANJIV BERRY)
JUDGE

08.11.2024
S.Sharma(syr)

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