

2024:PHHC:037121
IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-8406-2024 IN/AND
CRM-M-52929-2023
Date of Decision:14.03.2024

Sona Singh ...Petitioner

vs.

State of Punjab ...Respondent

Coram : Hon’ble Mr. Justice N.S.Shekhawat

Present : Mr. Piyush Sharma, Advocate
for the non-applicant/petitioner.

Mr. Jasjit Singh, DAG, Punjab.

Ms. Riffi Birla, Advocate
for the applicant/complainant.

N.S.Shekhawat J. (Oral)

CRM-8406-2024

1. Application is allowed as prayed for, subject to just all exceptions. Annexures R-1 and R-2 are taken on record.

Main case

1. The petitioner has filed the present petition under Section 438 Cr. PC with a prayer to grant anticipatory bail to him in case FIR No.44, dated 19.07.2023, under Sections 323,148,149 and 307 of IPC (added later on vide rapat No. 21 dated 22.07.2023), registered at Police Station Amir Khas, District Fazilka (Annexure P-1).

2. Learned counsel for the petitioner submits that in compliance of the order dated 02.12.2023 passed by a Co-ordinate Bench of this Court, the petitioner has joined the investigation.

3. Learned State counsel also submitted that the petitioner has joined the investigation and is no longer required for further investigation.

4. Learned counsel appearing on behalf of complainant has vehemently opposed the submissions made by learned counsel for the petitioner.

5. In view of the above statement made by learned State counsel, the interim order dated 02.12.2023 is made absolute. The petitioner shall continue to join the investigation, as and when called by the Investigating Officer. The petitioner shall also abide by the conditions as specified under Section 438 Cr. PC alongwith the following other conditions:-

(i) The petitioner shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case, so as to dissuade him to disclose such facts to the Court or to any other authority.

(ii) The petitioner shall surrender his passport, if any, (if already not surrendered), and in case he is not holder of the same, he shall swear an affidavit to that effect.

(iii) The petitioner shall also file his affidavit before the concerned I.O./Arresting Officer, mentioning his ordinary place of residence and number of mobile phone, which shall be used by him during the pendency of the case. In case of change of place of residence/mobile number, he shall share the details with the concerned Investigating Officer.

(iv) In case, the petitioner gets involved in any other criminal activity, during the pendency of the case, it shall be viewed seriously and the prosecution shall be at liberty to move a petition for cancellation of bail granted to him.

(N.S.SHEKHAWAT)
JUDGE

14.03.2024
hitesh

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No