



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

CRM-M-50135-2024

Date of Decision : 04.12.2024

GURBIR SINGH

.....Petitioner(s)

VERSUS

STATE OF PUNJAB

.....Respondent(s)

CORAM: HON'BLE MR. JUSTICE KULDEEP TIWARI

Present : Mr. Harbir Singh Sandhu, Advocate,
for the petitioner(s).

Ms. Manjot Kaur, AAG, Punjab

KULDEEP TIWARI, J.(Oral)

1. On 04.10.2024, this Court had passed the hereinafter
extracted order, upon the instant petition:-

“Through the instant petition filed under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (BNSS), prayer is made for grant of 'anticipatory bail' to the petitioner in case FIR no.81, dated 31.07.2024 (Annexure P-1), under Sections 109, 333, 118, 115, 351(2), 324, 191(3), 190 of the BNS, 2023, and under Sections 25/27 of the Arms Act, 1959, registered at Police Station Zira, District Ferozepur.

In asking for the relief (supra), learned counsel for the petitioner inter alia submits that the present petitioner is not named in the instant FIR, and no role whatsoever, is attributed to him therein.

He further placed reliance upon an order dated 01.10.2024, passed by this Court in CRM-M-49146-2024, to submit that the present petitioner is at co-equal pedestal to the co-accused, who has been granted the relief of anticipatory bail.

Notice of motion.

Mr.Pardeep Bajaj, DAG, Punjab, accepts notice on behalf of respondent-State, and waives service.

Adjourned to 27.11.2024.

In the meantime, the petitioner is directed to join the investigation and to appear before the investigating agency, as and when called upon to do so. In the event of his arrest, he shall be admitted to interim bail on his furnishing bail bonds to the satisfaction of the Arresting/Investigating Officer. The petitioner shall abide by the terms and conditions as envisaged under Section 482(2) B.N.S.S., 2023.”

2. Today, the learned State counsel has, on instructions imparted to her by the official concerned, stated that pursuant to the making of the hereinabove extracted order, the petitioner(s) had joined investigation and she is no longer required for custodial interrogation.

3. In view of the above, the hereinabove extracted interim order dated 04.10.2024, 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.

6. All pending application(s), if any, also stand **disposed** of accordingly.

December 04, 2024

dharamvir

(KULDEEP TIWARI)
JUDGE

Whether speaking/reasoned. : Yes/No

Whether Reportable. : Yes/No