



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

CRM-M-52184-2024

Date of Decision : 11.12.2024

GURBHEJ SINGH

.....Petitioner(s)

VERSUS

STATE OF PUNJAB

.....Respondent(s)

CORAM: HON'BLE MR. JUSTICE KULDEEP TIWARI

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

Ms. Avneet, AAG, Punjab.

KULDEEP TIWARI, J.(Oral)

1. On 21.10.2024, this Court had passed the hereinafter
extracted order, upon the instant petition:-

“Through the instant petition, filed under Section 482 of BNSS, 2023, a 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) and 190 of BNS, 2023, and under Sections 25/27 of the Arms Act, 1959, registered at Police Station Zira, District Ferozepur.

Learned counsel for the petitioner submits that though the petitioner has been named in the FIR (supra), however, no overt act or injury has been attributed to him, and the injury suffered by the complainant is simple in nature. He further submits that the other co-accused, Davinder Singh @ Davinder Pal Singh, has already been granted the concession of interim bail, by this Court, vide order dated 01.10.2024, passed in CRM-M49146-2024.

Notice of motion for 18.11.2024.

To be heard with CRM-M-49146-2024.

On the asking of the Court, Mr. Pardeep Bajaj, DAG, Punjab, waives service and accepts notice on behalf of the respondent-State of Punjab. In the meanwhile, in the event of arrest, the petitioner shall be released on interim bail subject to his furnishing personal and surety bonds to the satisfaction of the Arresting/Investigating Officer. The petitioner shall, however, join the investigation as and when called for and shall also abide by the conditions specified under Section 482(2) BNSS, 2023. ”

2. Vide order dated 18.11.2024, the petitioner was again directed to join investigation, and to fully co-operate with the investigating officer concerned.

3. 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 he is no longer required for custodial interrogation.

3. In view of the above, the hereinabove extracted interim order dated 21.10.2024, 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 11, 2024

dharamvir

(KULDEEP TIWARI)
JUDGE

Whether speaking/reasoned. : Yes/No

Whether Reportable. : Yes/No