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CRM-M-52645-2024
Date of decision: 20.11.2024

....Petitioner

Versus

....Respondent

Present:- Ms. Vaishali Thakur, Advocate for
Mr. Vivek K. Thakur, Advocate for the petitioner.
Ms. Seena Sandhu, AAG Punjab.

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SANJIV BERRY, J. (ORAL)

By way of present petition filed under Section 482 of BNSS, 2023, the petitioner seeks anticipatory bail in cross-case vide GD No.50 dated 08.07.2024 registered under Sections 126(2), 115(2), 118(1), 118(2), 191(3), 190 of BNS, 2023 at P.S. Chabbewal, District Hoshiarpur (Annexure P-3) in case FIR (Annexure P-1) as under: -

FIR No.	Dated	Sections	Police Station
60	07.07.2024	126(2), 109, 115(2), 118, 118(1), 351(2) of BNS, 2023.	Chabbewal, District Hoshiarpur

3. During the course of hearing on 23.10.2024, following order had been passed: -

“2. Learned counsel for the petitioner, inter alia, contends that the petitioner had lodged FIR (Annexure



P-1) on account of sustaining multiple injuries by Kulwinder Singh. She further contends that as a counter blast thereto, the said Kulwinder Singh had got the cross-version registered vide G.D. No.50 dated 08.07.2024 (Annexure P-3). She contends that neither the injury is attributed to the petitioner nor any specific overt act is attributed to the petitioner and has been falsely implicated in this case at the behest of the complainant by the police. She contends that similarly stated co-accused have already been granted concession of bail vide order Annexure P-5 and the petitioner is not having any criminal antecedents. He is ready to join the investigation.

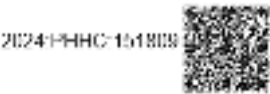
3. Notice of motion.

4. On the asking of the Court, Mr. Adesh Pal Singh, AAG, Punjab, present in Court, accepts notice on behalf of the State-respondent and on instructions from ASI Satnam Singh, present in Court along with record, submits that no injury is attributed to the petitioner and seeks time to file reply/status report.

5. Adjourned to 20.11.2024.

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 in the event of his arrest, he is ordered to 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) of BNSS, 2023.



8. *Investigating Officer of the case to remain present along with record on the next date of hearing.”*

4. Learned State counsel on instructions received from ASI Kaushal Chander informs the Court that the petitioner has joined the investigation and is neither required for further investigation nor for any custodial interrogation.

5. 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 23.10.2024 passed by this Court, interim bail granted vide order dated 23.10.2024 is hereby confirmed, subject to conditions as envisaged under Section 482(2) of 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.

6. The petition stands allowed.

7. It is made clear that anything contained hereinabove shall not be construed to be an expression of opinion on the merits of the case.

20.11.2024
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(SANJIV BERRY)
JUDGE

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