

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M-55863-2023
Date of decision: 21.02.2024

Lovepreet Singh.....Petitioner.

Versus

State of Punjab and another....Respondents.

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

Present:- Mr. Gagandeep Singh Simble, Advocate,
for the petitioner.

Mr. Daksh Prem Azad, AAG, Punjab.

Mr. Pratula Sethi, Advocate,
for respondent No. 2.

.....

SANJIV BERRY, J. (ORAL)

1. By way of present petition filed under Section 438 Cr.P.C,
the petitioner seeks anticipatory bail in case FIR (Annexure P-1) as
under: -

FIR No.	Dated	Sections	Police Station
94	01.07.2023	379-B, 365, 323 IPC and 25 and 27 of the Arms Act	Shri Hargobindpur, Police District Balata, District Gurdaspur

2. Learned counsel for the petitioner submits that in compliance to the order dated 14.11.2023, the petitioner has joined the investigation.

3. During the course of hearing on 14.11.2023, following order had been passed: -

‘Learned counsel for the petitioner submitted that in the present case the compromise has already been effected between the parties vide Annexure P-2.

Notice of motion.

Mr. Ramdeep Partap Singh, Senior DAG, Punjab, accepts notice on behalf of the respondent No.1-State.

Mr. Daman Batalvi, Advocate has appeared on behalf of respondent No.2 and has filed his memo of appearance in Court today. He has prayed for some time to file his power of attorney.

Adjourned to 21.02.2024.

In the meantime, the petitioner is directed to join the investigation and to co-operate fully with the investigation process and on his doing so, the petitioner be released on interim bail, subject to his furnishing personal bonds and surety to the satisfaction of the Arresting/Investigating Officer. However, the petitioner shall continue to join the investigation as and when called upon to do so and shall abide by the conditions as provided under Section 438(2) Cr.P.C.’

4. Learned State counsel 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 14.11.2023 passed by this Court, interim bail granted vide order dated 14.11.2023 is hereby confirmed, subject to conditions as envisaged under Section 438(2) Cr.P.C.

6. 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.

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

21.02.2024
preeti

(SANJIV BERRY)
JUDGE

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