



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

CRM-M-53693-2024

Date of Decision : 20.11.2024

DEEPAK KUMAR AND ANOTHER

.....Petitioner(s)

VERSUS

STATE OF PUNJAB

.....Respondent(s)

CORAM: HON'BLE MR. JUSTICE KULDEEP TIWARI

Present : Mr. Pushp Jain, Advocate,
for petitioner no.1.

Petition qua petitioner no.2 **dismissed**.

Mr. Sahil R. Bakshi, AAG, Punjab.

Mr. Shahzad Singh Jeji, Advocate for
respondent no.2.

KULDEEP TIWARI, J.(Oral)

1. On 06.11.2024, this Court had passed the hereinafter
extracted order, upon the instant petition:-

“CRM-M-53693-2024

2. Through the instant petition, as instituted under Section 482 of the B.N.S.S., 2023, a prayer is made for grant of anticipatory bail to the petitioners, in case FIR No.209 dated 06.12.2022, under Sections 307, 323, 324, 452, 148, 149 of the IPC, registered at P.S. Division No.07, District Police Commissionerate Jalandhar.

3. At the outset itself, the learned counsel for the petitioners submits that, since the petitioner No.2 has already been arrested in the present case, therefore, the instant petition becomes infructuous qua him.

4. In view of the above made submission, the instant petition is dismissed qua the petitioner No.2, as having been rendered infructuous.

5. Insofar as the petitioner No.1 is concerned, the learned counsel representing him submits that, no injury has been attributed to the petitioner No.1. Nonetheless, he submits that, the matter has already

been compromised between the parties, therefore, the petitioner No.1 deserves the concession of anticipatory bail.

6. Notice of motion.

7. Mr. Pardeep Bajaj, D.A.G., Punjab, accepts notice on behalf of respondent No.1-State of Punjab.

8. Mr. Shahzad Singh Jeji, Advocate, who records his appearance on behalf of the respondent No.2, under a validly executed Vakalatnama instituted before this Court today, admits the factum of compromise between the parties.

9. List on 20.11.2024, along with CRM-M-50828-2024.

10. In the meantime, the petitioner No.1 (now sole 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) of the B.N.S.S., 2023. ”

2. Learned State counsel, on instructions imparted to him by the official concerned, stated that pursuant to the making of the hereinabove extracted order, petitioner no.1 has joined investigation, and he is no longer required for custodial interrogation.

3. In view of the above, the hereinabove extracted interim order dated 06.11.2024, is hereby made **absolute qua petitioner no.1**, 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.

November 20, 2024
dharamvir

(KULDEEP TIWARI)
JUDGE

Whether speaking/reasoned. : Yes/No
Whether Reportable. : Yes/No