

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

204

CRM-M-54364-2024 (O&M)
Date of Decision:- 19.12.2024

ARSHDEEP SINGH ALIAS DEEPU

....Petitioner(s)

Versus

STATE OF PUNJAB

...Respondent(s)

CORAM: HON'BLE MR. JUSTICE SANJIV BERRY

Present : Mr. Tushar Sharma, Advocate for the petitioner.

Mr. Ankit Grewal, DAG Punjab.

SANJIV BERRY, J. (ORAL)

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

FIR No.	Dated	Sections	Police Station
32	17.02.2022	452, 323, 324, 148, 149 and 120-B IPC	Kartarpur, District Jalandhar

2. Learned counsel for the petitioner has submitted that in compliance to the orders dated 30.10.2024 and 09.12.2024 passed by this Court, the petitioner has already joined the investigation and as such interim bail granted to the petitioner may be confirmed.

3. Learned State counsel, on instructions received from Inspector Ramandeep Singh on telephone has intimated that the petitioner has joined investigation and is no more required for any custodial investigation in this



case nor he is required for further investigation.

4. Heard.

5. During the course of hearing on 30.10.2024 and 09.12.2024, the following orders was passed:-

“Learned counsel for the petitioner contends that the petitioner has not been named in the FIR and has been nominated on the disclosure statement of other co-accused, namely, Bikramjit Singh @ Vicky, who attributed injuries to the complainant and has already been granted the concession of regular bail by the trial Court vide order dated 08.03.2022 (Annexure P-2). He further contends that the trial Court wrongly rejected the bail vide order dated 20.09.2024 and since nothing is to be recovered from the petitioner and he is ready to join the investigation.

Notice of motion.

At this stage, Mr. Rahul Jindal, AAG, Punjab accepts notice on behalf of respondent-State and while opposing the prayer of the petitioner submits that one more case bearing FIR No.102 dated 30.07.2023 registered under Section 61 of Excise Act at Police Station Subhanpur, District Kapurthala is pending against the petitioner He prays for time to file reply.

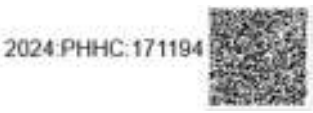
Adjourned to 09.12.2024.

Meanwhile, in the event of arrest, the petitioner is ordered to be released on interim bail on his furnishing personal bonds and surety bonds to the satisfaction of Arresting/Investigating Officer. However, the petitioner shall 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.”

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“Learned counsel for the petitioner submits that due to ill health of his mother, the petitioner could not join the investigation in compliance of the order dated 30.10.2024 and therefore, he seeks extension of time to join the investigation.

2. In the interest of justice, the petitioner is hereby directed to join investigation on or before 13.12.2024 in terms of the order dated 30.10.2024 and on his doing so, 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.

3. List on 19.12.2024.”

6. Keeping in view the above submissions made by learned State counsel and the fact that the petitioner had joined the investigation consequent to the orders dated 30.10.2024 and 09.12.2024 passed by this Court, interim bail granted vide order dated 30.10.2024 and 09.12.2024 are hereby confirmed, subject to conditions as envisaged under Section 482(2) 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.

7. The petition stands allowed.

(SANJIV BERRY)
JUDGE

19.12.2024
S.Sharma(syr)

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