

**301-b IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

Neutral Citation No. **2024:PHHC:030257**
CRM-M-59339-2023
Date of Decision: March 04, 2024

Nishan Singh alias Gunga **...Petitioner**

Versus

State of Punjab **...Respondent**

CORAM: HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. Vinay Puri, Advocate for the petitioner.

Mr. Madhur Sharma, DAG, Punjab.

Mr. Ankush Rampal, Advocate for respondent No.2.

DEEPAK GUPTA, J.(Oral)

On 29.11.2023, the following order was passed by this Court:-

“Prayer in this petition filed under Section 438 Cr.P.C. is for grant of anticipatory bail in case FIR No.17, dated 28.03.2022, under Sections 379-B(2) of IPC, registered at Police Station Mattewal, District Amritsar Rural.

As per allegations, on 27.03.2022, complainant Ravi Kumar along with his brother Raju Mukhia, Dral Mukhia and Manoj Mukhia had gone to Adda Ramdiwali Muslamana, when at about 9 p.m., three persons came on motorcycle and at the point of datar snatched 35,000/- and Re - dmi mobile phone. The complainant came to know the snatchers to be Mangdeep Singh, Stinder Singh @ Bhinder and Nishan Singh @ Gunga (petitioner).

Learned counsel for the petitioner contends that petitioner has been falsely implicated; that the matter has since been compromised amongst the parties. Attention is drawn towards the order dated 14.09.2023 (Annexure P-3) passed by this Court in CRM-M-32964-2023, as per which quashing of FIR in question has already been filed by the parties to the present FIR, on the basis of compromise. It is also stated by learned counsel that on

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the similar ground, co-accused Mangdeep Singh has already been allowed the benefit of interim bail by this Court vide order dated 10.10.2023 in CRM-M-48791 of 2023.

Notice of motion.

Mr. M.S. Nagra, AAG, Punjab accepts notice on behalf of the respondent-State. A copy of paper book be supplied to him during the course of day.

Adjourned to 22.01.2024 for filing status report.

To be heard along with CRM-M-48791 of 2023.

In the meantime, petitioner is directed to join investigation and cooperate in the same. He will not leave the country without prior permission of the Court nor shall make any attempt to contact the complainant of the case or any witness associated with the case. In the event of the arrest of the petitioner, he shall 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 438(2) Cr.P.C. ”

2. Today, on instructions from ASI Virender Singh, learned State counsel has informed this Court that the petitioner has joined the investigation, in compliance of the order dated 29.11.2023 and is no longer required for further investigation.

3. In view of the aforesaid, the order dated 29.11.2023, whereby the petitioner was granted interim anticipatory bail, is hereby made absolute. However, he shall continue to join investigation, if and so required by the Investigating Officer.

Disposed of.

March 04, 2024
sarita

(DEEPAK GUPTA)
JUDGE

Whether reasoned/speaking: Yes/No
Whether reportable: Yes/No