



IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

210

CRA-S-3494-2023 (O&M)
Date of decision: 25.11.2024

Sandeep Masih

.....Appellant

Versus

State of Punjab and another

.....Respondents

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Mr. Geeteswal Saini, Advocate, for
Ms. Sukhveer Kaur, Advocate, for the appellant.

Mr. Navdeep Singh, DAG, Punjab.

MANJARI NEHRU KAUL, J. (ORAL)

1. The appellant is impugning the order dated 04.07.2022 passed by the learned Additional Sessions Judge, Gurdaspur, whereby, his application under Section 438 of the Cr.P.C. for grant of anticipatory bail in case in case FIR No.20 dated 16.03.2022 under Sections 3(1)(r) of the SC/St Act, registered at P. S. Qila Lal Singh, had been dismissed.

2. On the last date of hearing, while noticing the following submissions, this Court had granted the concession of interim bail to the appellant and asked him to join investigation:-

“Learned State counsel has not disputed that the complainant had, as per her own statement, compromised the matter with the appellant, and in the same breath, made a complaint to take action against the appellant. It has also not been disputed that the occurrence in question

did not take place within public view but inside the house of the complainant.”

3. Learned counsel for the appellant submits that in compliance of order dated 04.03.2024, the appellant has joined investigation and cooperated with the investigating agency.
4. Learned State counsel, on instructions does not dispute the factum of the appellant having joined investigation and cooperated with the investigating agency. He, on further instructions, submits that the appellant is not required for further investigation much less for his custodial interrogation.
5. In view of the above, the present petition qua anticipatory bail of the petitioner is allowed and interim order dated 04.03.2024, is made absolute subject to the conditions laid down in Section 482(2) of the BNSS.

25.11.2024.
anil

(MANJARI NEHRU KAUL)
JUDGE

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