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2024:PHHC:030957

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-60059-2023 (O&M)

Date of decision :05.03.2024

AVTAAR SINGH

... Petitioner(s)

Versus

STATE OF PUNJAB

...Respondent(s)

CORAM: HON'BLE MR. JUSTICE JASJIT SINGH BEDI

Present: Mr. Anureet S. Sidhu, Advocate
for the petitioner(s).

Mr. Deepinder Singh Brar, Addl. DAG, Punjab.

JASJIT SINGH BEDI, J. (ORAL)

On 30.11.2023, the following order was passed:-

“The prayer in the petition under Section 438 Cr.PC is for grant of anticipatory bail to the petitioner in case FIR No.206 dated 27.09.2023 registered under Sections 307, 323, 324, 341, 506, 148, 149 IPC P.S. Sadar, Nabha, District Patiala.

The Counsel for the petitioner contends that only simple injury attracting Section 324 IPC has been attributed to the petitioner on the back of the shoulder of the complainant.

Notice of motion for 15.02.2024.

On the asking of the Bench, Ms. Ramta K Chaudhary, Deputy Advocate General, Punjab accepts notice on behalf of the State.

In the meantime, petitioner is directed to appear before the SHO/Investigating Officer to join investigation and in the event of their arrest, they shall be released on bail on his furnishing bail bonds to the satisfaction of SHO/Investigating Agency, subject to the following conditions as envisaged under Section 438(2) Cr.PC:-

- (i) that the petitioner shall make himself available for interrogation before the investigating officer as and when required;*
- (ii) that the petitioner shall not, directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case as to dissuade them from disclosing such facts to the court or to any police officer;*
- (iii) that the petitioner shall not leave the country without prior permission to the Court and shall surrender their passport(s), if any. Meanwhile the State is directed to file to the petition on or before the next date of hearing.”*

Thereafter, on 15.02.2024, the following order was passed:-

“The petitioner is directed to join investigation once again within a period of one week.

“Adjourned to 05.03.2024.”

Despite multiple opportunities being given to the petitioner, he has chosen not to join investigation.

In view of the above, the present petition stands dismissed.

(JASJIT SINGH BEDI)
JUDGE

05.03.2024
JITESH

Whether speaking/reasoned:- Yes/No

Whether reportable:- Yes/No