



IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M-55862-2024
Date of decision: 02.12.2024

ROHITPETITIONER

Versus

STATE OF PUNJAB ...RESPONDENT

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

Present: - Mr. Ketan Chopra, Advocate for the petitioner.
Mr. Ankit Grewal, DAG, Punjab.

SANJIV BERRY, J. (ORAL)

By way of present petition filed under Section 482 of BNSS, 2023, petitioner seeks anticipatory bail in case FIR (Annexure P-2) as under:

FIR No.	Dated	Sections	Police Station
37	06.02.2022	336, 148, 149 of IPC and Section 25 and 27 of Arms Act.	Haibowal, District Ludhiana.

2. Learned counsel for the petitioner submits that in compliance to the order dated 11.11.2024 passed by this Court, the petitioner has already joined the investigation and as such prayed for confirming the interim bail granted vide order dated 11.11.2024.
3. Learned State counsel, on instructions from ASI Paramjit, intimates the Court that the petitioner has joined investigation and is neither required for further investigation nor for any custodial interrogation.
4. During the course of hearing on 11.11.2024, following order was passed:

“ 2. It is, inter alia, contended by learned counsel for the



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petitioner that the petitioner is innocent and has been falsely implicated in this case. He contends that although the petitioner is named in the FIR but no specific overt act is attributed to him nor there is any allegation of firing. He contends that the co-accused, namely Vijay Pal @ Ghugga, has already been granted the concession of interim bail vide order dated 27.07.2022 passed in CRM-M-31196-2022, 'Vijay Pal @ Ghugga vs. State of Punjab' and the case of the petitioner is on same footing.

3. Notice of motion.

4. On the asking of the Court, Ms. Seena Sandhu, Addl. AG, Punjab, present in Court, accepts notice on behalf of the State-respondent and prays for time to file the status report/reply in the matter.

5. Adjourned to 02.12.2024.

6. Needful be done well before the date fixed with an advance copy to the counsel opposite.

7. In the meanwhile, the petitioner is hereby directed to join investigation within seven days from today and in the event of his arrest, 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 the Bharatiya Nagarik Suraksha Sanhita 2023 (BNSS). ”

5. Keeping in view the above submissions made by learned State counsel and the fact that the petitioner had joined the investigation consequent to the order dated 11.11.2024 passed by this Court, interim bail granted vide order dated 11.11.2024 is hereby confirmed, subject to conditions as envisaged under Section 482 (2) of BNSS, 2023. 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

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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.

6. The petition stands allowed.
7. It is made clear that anything contained hereinabove shall not be construed to be an expression of opinion on the merits of the case.

(SANJIV BERRY)

JUDGE

02.12.2024

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- i) Whether speaking/reasoned?

Yes/No
- ii) Whether reportable?

Yes/No