

2024.12.10.16:01

**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

210

CRM-M-56202-2024

Date of Decision : **December 05, 2024**

Sukhchain Singh

.....Petitioner

VERSUS

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE KULDEEP TIWARI

Present : Mr. B.S.Bhalla, Advocate for the petitioner.
Ms. Manjot Kaur, AAG, Punjab.

KULDEEP TIWARI, J. (Oral)

1. On 12.11.2024, this Court had passed the hereinafter extracted order, upon the instant petition:-

“Through the instant petition, filed under Section 482 of BNSS, 2023, a prayer is made for grant of anticipatory bail to the petitioner in case FIR No.7 dated 24.02.2020 (Annexure P-1), under Sections 380, 427, 506, 148 and 149 of the IPC, 1860 (Section 457 of the IPC, added later on), registered at Police Station Bhindi Saidan, District Amritsar (Rural), Punjab.

On asking for the relief, learned counsel for the petitioner submits that the only offence under Section 380 of the IPC, 1860, is nonbailable, whereas, all other offences (supra), are bailable in nature. He further submits on the veracity of the allegations that the petitioner has stolen such articles, is yet to be established by the prosecution agency.

Notice of motion for 05.12.2024

Mr. Pardeep Bajaj, learned DAG, Punjab, waives service and accepts notice on behalf of the respondent-State of Haryana.

In the meanwhile, in the event of arrest, the petitioner shall be released on interim bail subject to his furnishing personal and surety bonds to the satisfaction of the Arresting/Investigating Officer. The petitioner shall, however, join the investigation as and when called for and shall also abide by the conditions specified under Section 482(2) BNSS, 2023.”

2. Today, the learned State counsel has, on instructions imparted to him by the official concerned, stated that pursuant to the making of the hereinabove extracted order, the petitioner(s) had joined investigation and he is no longer required for further custodial interrogation.

3. In view of the above, the hereinabove extracted interim order dated 12.11.2024, is hereby made **absolute**, subject to the hereinafter extracted conditions:-

“(i) the petitioner(s) shall not commit an offence similar to the present offence;

(ii) the petitioner(s) shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case;

(iii) the petitioner(s) shall make himself/herself available for interrogation by a police officer as and when required.”

4. This order should not be treated as “blanket” order. It will not be read granting petitioner(s) indefinite protection from arrest. It shall be confined to the FIR mentioned *ibid* and will not operate in respect of any other incident that involves commission of an offence.

5. Needless to say that anything observed hereinabove shall not be construed to be an opinion on the merits of the case.

December 05, 2024
dharamvir

(KULDEEP TIWARI)
JUDGE

Whether speaking/reasoned. : Yes/No
Whether Reportable. : Yes/No