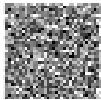


229- CRM-M-59120-2024

2024-PHHC-165452



IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M-59120-2024
Date of decision: 11.12.2024

Vishu @ IshuPetitioner.

Versus

State of PunjabRespondent.

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

Present:- Mr. R.S. Dhillon, Advocate,
for the petitioner.

Mr. Ankit Grewal, DAG, Punjab.
.....

SANJIV BERRY, J. (ORAL)

By way of present petition filed under Section 482 of the Bharatiya Nagarik Suraksha Sanhita 2023 (BNSS), the petitioner seeks anticipatory bail in case FIR (Annexure P-1) as under: -

FIR No.	Dated	Sections	Police Station
141	30.12.2023	323, 324, 341, 148 and 149 IPC (325 and 326 IPC added lateron)	City-2, Abohar, District Fazilka

2. Learned counsel for the petitioner submits that in compliance to the order dated 27.11.2024, the petitioner has joined the investigation.

229- CRM-M-59120-2024

3. During the course of hearing on 27.11.2024, following order has been passed: -

'It is, inter alia, contended by learned counsel for the petitioner that the petitioner is innocent and has been falsely implicated in this case. He contends that originally the FIR was registered under Sections 323, 324, 341, 148 and 149 IPC and the petitioner had joined the investigation and was granted the concession of bail as the offences were bailable but later on, offences under Section 325 and 326 IPC were added. He contends that the similarly situated accused have been granted the concession of anticipatory bail vide order dated 06.08.2024, passed in CRM-M-23402-2024, 'Karan and another vs. State of Punjab'.

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, on instructions from HC Bhupinder Singh, admits that the petitioner had joined the investigation prior to addition of offences under Section 325 and 326 IPC. She prays for time to file the status report/reply in the matter.

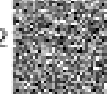
5. Adjourned to 11.12.2024.

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

229- CRM-M-59120-2024

2024-PHHC-165452



*conditions as envisaged under Section 482(2) of the
Bharatiya Nagarik Suraksha Sanhita 2023 (BNSS).'*

4. Learned State counsel on instructions received from HC Bhupinder Singh, informs the Court that the petitioner has joined the investigation and is neither required for further investigation nor for any custodial interrogation.

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 27.11.2024 passed by this Court, interim bail granted vide order dated 27.11.2024 is hereby confirmed, subject to conditions as envisaged under Section 482(2) of the Bhartiya Nagarik Suraksha Sanhita 2023 (BNSS). 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 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.

11.12.2024
preeti

(SANJIV BERRY)
JUDGE

i)	Whether speaking/reasoned?	Yes/No
ii)	Whether reportable?	Yes/No