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IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M-178-2025 (O&M)
Date of Decision:- 21.01.2025

KANAV KUMAR

Versus

....Petitioner(s)

STATE OF PUNJAB

...Respondent(s)

CORAM: HON'BLE MR. JUSTICE SANJIV BERRY

Present : Mr. Bhuwan Luthra, Advocate for the petitioner.
Mr. Ankit Grewal, DAG Punjab.

SANJIV BERRY, J. (ORAL)

1. Smt. Akarshi Jain, Assistant Commissioner of Police, Civil Lines, Ludhiana is present in Court and has filed status report by way of her affidavit dated 21.01.2025. Copy thereof has been supplied to learned counsel for the petitioner.
2. Heard.
3. By way of present petition filed under Section 482 Bharatiya Nagarik Suraksha Sanhita, 2023, petitioner seeks anticipatory bail in case FIR (Annexure P-1) as under:

FIR No.	Dated	Sections	Police Station
164	12.12.2024	25 and 27 of Arms Act	Division No.8, Police Commissionerate Ludhiana

4. Learned counsel for the petitioner has submitted that in



compliance to the order dated 09.01.2025 passed by this Court, the petitioner has already joined the investigation and as such interim bail granted to the petitioner may be confirmed.

5. Learned State counsel, on instructions received from ASI Iqbal Singh, has intimated that the petitioner has joined investigation and is no more required for any custodial investigation in this case nor he is required for further investigation.

6. During the course of hearing on 09.01.2025, the following order was passed:-

“2. It is, inter alia, contended by learned counsel for the petitioner that the petitioner is innocent and has been falsely implicated in this case on the basis of vague allegations with mala fide intention. He contends that the petitioner has no concern whatsoever with the live cartridges, as has been alleged in the FIR nor he was running any gun house. He contends that the petitioner has strongly assailed the version given in the FIR that the petitioner was having a licence of the gun house which was later cancelled. He contends that the entire version in the FIR has been cooked up just to implicate the petitioner in the present case on vague allegations and this case is a glaring example of high-handedness of the police. He contends that the petitioner is not having any criminal antecedents.

3. Notice of motion.

4. On the asking of the Court, Mr. Rajinder Singh Bhatta, DAG, Punjab, present in Court, accepts notice on behalf of the Staterespondent and, on instructions from ASI Ajit Pal Singh, submits that there is no alleged licence of the gun house available on the police file nor there is any such cancellation, as has been mentioned in the FIR. He prays for time to file the status report/reply in the matter.

5. Adjourned to 21.01.2025.

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).

8. The Assistant Commissioner of Police, Ludhiana, and the Investigating Officer (concerned) to remain present in Court along with relevant records on the date fixed.”

7. 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 09.01.2025 passed by this Court, interim bail granted vide order dated 09.01.2025 is hereby confirmed, subject to conditions as envisaged under Section 482(2) 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.

8. The petition stands allowed.

(SANJIV BERRY)
JUDGE

21.01.2025
S.Sharma(syr)

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