

2025:PHHC:061497



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

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**CRM-M No.11202 of 2025
Date of decision: 08.05.2025**

Gursimran Singh

... Petitioner

Vs.

State of Haryana

... Respondent

CORAM: HON'BLE MRS. JUSTICE MANISHA BATRA

Present:- Mr. D.S. Virk, Advocate,
for the petitioner.

Mrs. Sheenu Sura, DAG, Haryana,
for the respondent-State.

Mr. Gurdarshan S.Sidhu, Advocate,
for the complainant.

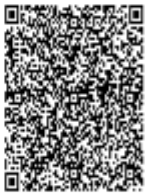
MANISHA BATRA, J. (Oral)

1. Status report has been filed and the same is taken on record.
Power of Attorney on behalf of complainant has also been filed and the
same is taken on record.

2. Learned Deputy Advocate General, Haryana has submitted that
though the petitioner has joined investigation but he has not cooperated
in investigation and had not got recovered the vehicle used at the time of
commission of subject offences.

3. Learned counsel for the complainant has submitted that he is a
habitual offender. It is also submitted that his custodial interrogation is

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required and, therefore, it is urged that the petition does not deserve to be allowed.

4. However, with regard to the contention that the petitioner has not cooperated with the investigation, it may be stated that the behaviour attributed to the petitioner cannot be considered as an instance of non-cooperation, justifying denial for grant of pre arrest bail, since, an accused, while joining investigation, is not expected to make self incriminating statement under the threat that the State may seek withdrawal of the interim protection granted to him. His involvement in other cases can also not be considered to be a ground for denying him this benefit. Given the nature of the allegations, the pre trial incarceration of the petitioner is not required. As such, without commenting on the merits of the case and in the circumstances peculiar to this case, the petitioner makes a case for release on pre arrest bail. Accordingly, the petition is allowed and the order dated 28.02.2025 granting interim bail to the petitioner is made absolute subject to the compliance of the conditions laid down in Section 482(2) of Bharatiya Nagarik Suraksha Sanhita (BNSS), 2023.

08.05.2025
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(MANISHA BATRA)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No