



IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M-17515-2025
Date of decision: 20.05.2025

PREETPAL SINGHPetitioner

Versus

STATE OF PUNJABRespondent

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

Present:- Mr. Sandeep Sharma, Advocate
for the petitioner.

Mr. K.D. Sachdeva, DAG Punjab.

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SANJIV BERRY, J. (ORAL)

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

FIR No.	Dated	Sections	Police Station
149	23.08.2023	457, 380 IPC	Sadar Khanna, District Khanna, Ludhiana.

2. Learned counsel for the petitioner submits that in compliance to the order dated 01.04.2025, the petitioner has joined the investigation.
3. During the course of hearing on 01.04.2025, following order had been passed: -

“ Prayer is for grant of anticipatory bail to the petitioner under Section 482 of BNSS, 2023 in criminal case having FIR No.149 dated 23.08.2023 registered under



Sections 457, 380 of IPC at Police Station Sadar Khanna, District Khanna, Ludhiana, which was registered with regard to theft of wires of electric motors installed in the fields of different persons (complainants).

Counsel for the petitioner inter alia submits that the petitioner is falsely implicated in the present case and was not involved in any such theft as is alleged in the FIR. It is further submitted that similarly situated co-accused Som Singh is already given concession of anticipatory bail by the Coordinate Bench of this Court vide order dated 16.05.2024 (Annexure P-5). Counsel for the petitioner further submits that even the petitioner was also granted concession of interim bail by the Court below but subsequently the application filed by the petitioner for grant of anticipatory bail was dismissed by the said Court vide order dated 03.07.2024 (Annexure P-4) on the ground that police failed to effect the recovery of stolen articles. Counsel for the petitioner further submits that petitioner is seeking parity with similarly situated co-accused Som Singh from whom also police failed to recover any stolen article. Counsel for the petitioner further submits that petitioner is ready and willing to join investigation with the police.

Notice of motion.

Mr. Jasjeet Singh Dhaliwal, AAG, Punjab accepts notice on behalf of the State and on instructions from ASI Amarjit Singh submits that petitioner, who is named in the FIR is required by the police for the purpose of proper and effective investigation in this case as the case is relating to theft wires of electric motors installed by different persons in their fields. However, the State counsel has not disputed the fact that the case of the petitioner is similarly situated to that of Som Singh, who is already given concession of anticipatory bail by the Coordinate Bench vide order dated 16.05.2024 (Annexure P-5).

Undoubtedly the petitioner was also granted interim bail by the Court below but subsequently the bail application filed by the petitioner under Section 438 of Cr.P.C. was dismissed by the said Court vide order dated 03.07.2024 (Annexure P-4).

In view of the above, the petitioner is hereby directed to join investigation with the police and in case of arrest, he is directed to be released on interim bail by the IO/Arresting Officer to his own satisfaction till the next date of hearing.



The petitioner is to abide by the conditions as envisaged under Section 482(2) of BNSS, 2023.

Now be listed on 16.05.2025.”

4. Learned State counsel on instructions received from S.I. Amarjit 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 01.04.2025 passed by this Court, interim bail granted vide order dated 01.04.2025 is hereby confirmed, subject to conditions as envisaged under Section 482(2) of 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.

20.05.2025
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(SANJIV BERRY)
JUDGE

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