

211

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M-35004-2024 (O&M)
Date of Decision:- 29.01.2025

MOHINDER SINGH AND ANR

Versus

....Petitioner(s)

STATE OF PUNJAB AND ANR

...Respondent(s)

CORAM: HON'BLE MR. JUSTICE SANJIV BERRY

Present : Ms. Harmanpreet Kaur, Advocate for the petitioners.
Mr. Rajinder Singh Bhatta, DAG Punjab.
Ms. Manvi Arora, Advocate for respondent No.2.

SANJIV BERRY, J. (ORAL)

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

FIR No.	Dated	Sections	Police Station
62	06.06.2024	323, 427, 379-B IPC	Sadar Patiala, District Patiala

2. Learned counsel for the petitioners has submitted that in
compliance to the order dated 24.07.2024 passed by this Court, the
petitioners have already joined the investigation and as such interim bail
granted to the petitioners may be confirmed.



3. Learned State counsel, on instructions received from ASI Davinder Singh has intimated that the petitioners have joined investigation and are no more required for any custodial investigation in this case nor they are required for further investigation.

4. Heard.

5. During the course of hearing on 24.07.2024, the following order was passed:-

“The learned counsel for the petitioner inter alia contends that only simple injuries have been attributed to the petitioners and Section 379-B IPC has been invoked on account of a dispute regarding lambardari.

Notice of motion for 02.09.2024.

Ms. Ramta K Chaudhary, DAG, Punjab, present in the Court, accepts notice on behalf of the State.

In the meantime, the petitioners are directed to appear before the SHO/Investigating Officer to join investigation and in the event of their arrest, they shall be released on bail on their furnishing bail bonds to the satisfaction of SHO/Investigating Agency, subject to the following conditions as envisaged under Section 438(2) Cr.P.C.:-

(i) that the petitioners shall make themselves available for interrogation before the investigating officer as and when required;

(ii) that the petitioners shall not, directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case as to dissuade them from disclosing such facts to the Court or to any police officer;

(iii) that the petitioner shall not leave the country without prior permission of the Court and shall surrender their passport, if any.

Meanwhile, the State is directed to file an affidavit/reply as to the exact role of the petitioner and his co-accused alongwith the details of pending FIRs, if any, on or before the next date of hearing.”

6. Keeping in view the above submissions made by learned State counsel and the fact that the petitioners had joined the investigation



consequent to the order dated 24.07.2024 passed by this Court, interim bail granted vide order dated 24.07.2024 is hereby confirmed, subject to conditions as envisaged under Section 482(2) BNSS. Further the petitioners are 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 petitioners; they will not tamper with the evidence nor will influence the witnesses and will not leave the country without prior permission of the Court.

7. The petition stands allowed.

(SANJIV BERRY)
JUDGE

29.01.2025

S.Sharma(syr)

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