

207-1 CRM-M-42545-2024

2025.PHHC.016807



IN THE HIGH COURT OF PUNJAB & HARYANA  
AT CHANDIGARH

CRM-M-42545-2024

Date of decision: 05.02.2025

Kuldeep Singh

....Petitioner.

Versus

State of Punjab

....Respondent.

**CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY**

Present:- Mr. Karan Bhardwaj, Advocate,  
for the petitioner.

Mr. Rajinder Singh Bhatta, DAG, Punjab.

.....

**SANJIV BERRY, J. (ORAL)**

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

| FIR No. | Dated      | Sections          | Police Station                 |
|---------|------------|-------------------|--------------------------------|
| 168     | 23.07.2024 | 403, 406, 482 IPC | Balongi,<br>District SAS Nagar |

2. Learned counsel for the petitioner submits that in compliance to the order dated 30.08.2024, the petitioner have joined the investigation.

3. During the course of hearing on 30.08.2024, following order has been passed: -



*'The prayer in this petition is for grant of anticipatory bail to the petitioner in case bearing FIR No.168 dated 23.07.2024 under Sections 403/406/482 of IPC, 1860 registered at Police Station Balongi, District SAS Nagar (Annexure P-1).*

*Learned counsel for the petitioner inter alia submits that petitioner and the complainant namely Gursharn Singh were dealing in sale and purchase of old cars. As per allegation, six cars of the complainant were parked at the workshop of petitioner and out of said cars, petitioner had sold four cars without the permission of complainant. He further submits that the petitioner was being harassed by the police at the instance of said Gursharn Singh and due to harassment, petitioner made a complaint dated 04.03.2024 (Annexure P-5) to the Senior Superintendent of Police, Mohali as well as to the higher authorities but no action had been taken and he was again being called by the SHO, P.S. Balongi. Thereafter, petitioner moved a petition bearing CRM-M-12513-2024 (Annexure P-6) before this Court and in that petition SSP, Mohali had filed an affidavit stating that SIT was constituted and explanation of HC Jaswinder Singh and SHO, P.S. Balongi, District SAS Nagar have been called. In order to avoid any action and to pressurize the petitioner, he has been falsely implicated in the present case.*

*Notice of motion.*

*On asking of the Court, Ms. Manjot Kaur, AAG, Punjab appears and accepts notice on behalf of the respondent-State and seeks time to file status report. A copy of the paper book be supplied to her during the course of the day.*

*Adjourned to 16.09.2024.*

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*In the meantime, petitioner is directed to join investigation as and when called by SHO/Investigating Officer and in the event of his arrest, he shall be released on interim bail on his furnishing bail bonds/surety 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 petitioner shall make himself available for interrogation before the investigating officer as and when required:*

*(ii) that the petitioner shall not, directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case as to dissuade him 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 concerned.*

*To be heard along with CRM-M-12513-2024.*

*Status report be filed on or before the next date of hearing with an advance copy to the counsel opposite.'*

4. Learned State counsel on instructions received from ASI Sheeshpal, 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 30.08.2024 passed by this Court, interim bail granted vide order dated 30.08.2024 is hereby

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confirmed, subject to conditions as envisaged under Section 482(2) of the Bharatiya 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.

**(SANJIV BERRY)**  
**JUDGE**

**05.02.2025**  
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|-----|----------------------------|--------|
| i)  | Whether speaking/reasoned? | Yes/No |
| ii) | Whether reportable?        | Yes/No |