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IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M-50836-2024 (O&M)
Date of Decision:- 29.01.2025

NINNY KUMAR JAIN

Versus

....Petitioner(s)

STATE OF PUNJAB

...Respondent(s)

CORAM: HON'BLE MR. JUSTICE SANJIV BERRY

Present : Mr. Nikhil Chopra, Advocate for the petitioner.
Mr. Rajinder Singh Bhatta, DAG Punjab.

SANJIV BERRY, J. (ORAL)

By way of present petition filed under Section 482 BNSS,
petitioner seeks anticipatory bail in case FIR (Annexure P-3) as under:

FIR No.	Dated	Sections	Police Station
102	21.09.2024	105 and 61(2) BNS	Division No.3, Jalandhar, District Jalandhar

2. Learned counsel for the petitioner has submitted that in compliance to the order dated 10.10.2024 passed by this Court, the petitioner has already joined the investigation and as such interim bail granted to the petitioner may be confirmed.
3. Learned State counsel, on instructions received from the Investigating Officer of the case 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.

4. Heard.

5. During the course of hearing on 10.10.2024, the following order was passed:-

“ Learned counsel for the petitioner inter alia submits that the petitioner has been nominated merely for the reason that he is owner of the factory premises wherein the leakage of gas led to industrial mishap. Even if the allegations levelled in the complaint are taken on their face value it will be highly debatable as to whether it is offence punishable under Section 105 BNS or it will constitute offence punishable under Section 106 of the BNS.

Notice of motion for 19.11.2024.

On the asking of the Court, Mr. Sartaj Singh Gill, Sr DAG, Punjab appears and accepts notice on behalf of the respondent-State.

In the meantime, in the event of arrest, the petitioner shall be released on interim bail subject to his furnishing personal and surety bonds to the satisfaction of the arresting officer/Investigating Officer. As and when called, the petitioner shall join the investigation. He shall abide by the conditions enumerated under Section 482 (2) BNSS.”

6. 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 10.10.2024 passed by this Court, interim bail granted vide order dated 10.10.2024 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.

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 |