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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-51212-2024 (O&M)
Date of decision : 17.02.2025

Karam Singh ...Petitioner(s)

Versus

State of Punjab ...Respondent(s)

CORAM: HON'BLE MR. JUSTICE SANJIV BERRY

Present: Mr. Sudhir Rana Advocate for the petitioner.

Mr. Rajinder Singh Bhatta, DAG, Punjab.

SANJIV BERRY, J. (ORAL)

By way of present petition filed under Section 438 Cr.P.C,
the petitioner seeks anticipatory bail in case FIR (Annexure P-1) as
under: -

FIR No.	Dated	Sections	Police Station
47	29.06.2024	406, 420 & 120-B of IPC	Block Majri, S.A.S., Nagar (Mohali)

2. Learned counsel for the petitioner submits that in compliance to the orders dated 16.10.2024 and 21.01.2025, the petitioner has joined the investigation.
3. During the course of hearing on 16.10.2024, following order had been passed: -

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



<i>FIR No.</i>	<i>Dated</i>	<i>Sections</i>	<i>Police Station</i>
47	29.06.2024	406, 420, 120-B IPC	Block Majri, SAS Nagar, Punjab.

2. *It is, inter alia, contended by learned counsel for the petitioner that the petitioner is innocent and has been falsely implicated in this case simply because he had attested the agreement dated 22.03.2022. He contends that as per the allegations in the FIR only grievance of the complainant-Charanjit Kaur, is that Balwinder Singh, who had executed the agreement has not performed his part of agreement. He contends that the complainant instead of filing a civil suit, in connivance with the police, has got registered the instant FIR. He contends that the petitioner had signed as an attesting witness, being known to the son of the complainant and is ready to join the investigation.*

3. *Notice of motion.*

4. *On the asking of the Court, Mr. Adesh Pal Singh, AAG, Punjab, present in Court, accepts notice on behalf of the State-respondent and submits that none from the police station has turned up nor any pairavi report has been submitted, however, he prays for time to file the status report/reply in the matter.*

5. *Adjourned to 12.11.2024.*

6. *Needful be done well before the date fixed with an advance copy to the counsel opposite.*

7. *In the meanwhile, the petitioner is hereby directed to join investigation within seven days from today and in the event of his arrest, he is ordered to be released on interim bail on his furnishing personal/surety bonds to the satisfaction of the Arresting Officer/Investigating Officer. He shall also abide by conditions as envisaged under Section 482(2) of the Bhartiya Nagarik Suraksha Sanhita 2023 (BNSS).*

8. *In view of the above facts submitted by the learned State Counsel, let the concerned SHO along with the Investigating Officer remain present in Court along with their explanation for not submitting the pairavi report.”*



4. Learned State counsel on instructions received from ASI Avtar 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 orders dated 16.10.2024 & 21.01.2025 passed by this Court, interim bail granted vide orders dated 16.10.2024 & 21.01.2025 are 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.

17.02.2025

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(SANJIV BERRY)
JUDGE

Whether speaking / reasoned :	Yes	No
Whether Reportable :	Yes	No