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IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M-53858-2024 (O&M)
Date of Decision:- 22.01.2025

KARAN CHANDALIA

....Petitioner(s)

Versus

STATE OF PUNJAB

...Respondent(s)

CORAM: HON'BLE MR. JUSTICE SANJIV BERRY

Present : Mr. Anil Kumar Garg, Advocate for the petitioner.

Mr. Ankit Grewal, DAG Punjab.

Mr. Amit, Advocate for Mr. A.S. Sivia, Advocate for the complainant.

SANJIV BERRY, J. (ORAL)

By way of present petition filed under Section 482 Bharatiya
Nagarik Suraksha Sanhita, 2023, petitioner seeks anticipatory bail in case
FIR as under:

FIR No.	Dated	Sections	Police Station
183	30.08.2024	126, 324, 304(2), 303(2), 125, 351(2), 191(3) and 190 of the BNS	Sadar Ludhiana, District Police Commissionerate Ludhiana

2. Learned counsel for the petitioner has submitted that in compliance to the order dated 28.10.2024 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 ASI



Sarach 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 28.10.2024, the following order was passed:-

“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 by the complainant, who happened to be the son of a serving police inspector at Ludhiana. He contends that no alleged occurrence had ever taken place nor any specific overt act was attributed to the petitioner, who is not concerned in any manner with the alleged occurrence. He contends that even there is an unexplained delay of 04 days in lodging of the FIR which was registered at the instance of the father of the complainant. He contends that no injury whatsoever had been alleged to have been caused by anybody to the complainant. Hence, the instant petition seeking concession of anticipatory bail to the petitioner.

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, on instructions from ASI Sarej Kumar, PS Sadar, Ludhiana, who is the Investigating Officer of the case, has submitted that no injury had been sustained by the complainant in this case and there is no MLR on record. He further refers to the photographs of the vehicle showing the window screen appearing the cracks and prays for time to file the status report/reply in the matter.

5. Adjourned to 26.11.2024.

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

7. From the perusal of the photograph(s) of the vehicle in question, it transpires that the sticker ‘mentioning police’ has been affixed on the window screen on the front glass. Let a specific report of the Commissioner of Police, Ludhiana, be called as to the action taken for misusing such sticker, as per law, by the adjourned date.

8. 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 Bharatiya Nagarik Suraksha Sanhita 2023 (BNSS).

9. Investigating Officer (concerned) to remain present in Court along with relevant records on the date fixed.”

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 28.10.2024 passed by this Court, interim bail granted vide order dated 28.10.2024 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

22.01.2025
S.Sharma(syr)

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