



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

208

CRM-M-63552-2024(O&M)
Date of Decision: 05.02.2025

JORAWAR SINGH AND ANOTHER
VERSUS
STATE OF PUNJAB
...Petitioner
...Respondent

CORAM : HON’BLE MRS. JUSTICE MANISHA BATRA

Present : Mr. Lovish Rattan, Advocate for the petitioner.
Ms. Ruchika Sabherwal, Sr. DAG, Punjab.

MANISHA BATRA, J. (Oral)

The present petition has been filed under Section 482 of Bharatiya Nagarik Suraksha Sanhita, 2023 seeking anticipatory bail in FIR mentioned below:-

FIR No.	Dated	Police Station	Sections
235	15.10.2024	P.S. Gharinda, District Amritsar	303(2), 132, 61(2), 3(5) of BNS 2023

2. Vide order dated 18.12.2024 passed by this Court, the petitioners were ordered to be released on interim bail and were directed to join investigation.
3. Learned State counsel has submitted that the offence under Section 238 of Bharatiya Nyaya Sanhita, 2023 which is *pari-materia* Section 201 of Cr.P.C has been added during the course of investigation. In view of this submission and on oral request of learned counsel for the petitioner, the offence under Section 238 of BNS is ordered to be added in the headnote as well as prayer clause of the petition. Registry to do the needful.



4. Status report has been filed by respondent-State. The same is taken on record and be tagged at the appropriate place. Further submits that the petitioners have joined the investigation on 24.01.2025. Learned State counsel has furthersubmitted that no recovery was got effected from the petitioners though votes (ballot paper) taken by them are yet to be recovered and non recovery of votes (ballot paperS) cannot itself be a ground to deny the benefit of bail to the petitioners.

5. Keeping in view the above facts and circumstances, without commenting on the merits of the case, the present petition is allowed and the order dated 18.12.2024 granting interim bail to the petitioners, is made absolute, subject to compliance of usual terms and conditions requisite for grant of anticipatory bail.

(MANISHA BATRA)
JUDGE

05.02.2025
Deepak Patwal

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| 1. | Whether speaking/reasoned | Yes/No |
| 2. | Whether reportable | Yes/No |