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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-55479-2024
DECIDED ON: 17.02.2025

KARAN ALIAS KARNIPETITIONER

VERSUS

STATE OF PUNJAB AND ANOTHERRESPONDENTS

CORAM: HON'BLE MR. JUSTICE SANJAY VASHISTH.

Present: Mr. Davinder Singh, Advocate,
for the petitioner.

Mr. Amandeep Singh, DAG, Punjab.

SANJAY VASHISTH, J (ORAL)

1. Prayer in this petition, filed under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 is for grant of anticipatory bail to the petitioner, who has been booked for having committed the offences punishable under Sections 307, 323, 148, 149 of IPC and 25 Arms Act, 1959, in a case arising out of FIR No.23, dated 04.03.2020 registered at Police Station Cantt Ferozepur.

2. On 17.01.2025, following order was passed:-

“Prayer in this petition, filed under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 is for grant of anticipatory bail to the petitioner, who has been booked for having committed the offences punishable under Sections 307, 323, 148, 149 of IPC and 25 Arms Act, 1959, in a case arising out of FIR No.23, dated 04.03.2020 registered at Police Station Cantt Ferozepur.

Learned counsel for the petitioner contends that allegations against the petitioner is that he was armed with kappa, but no injury was attributed to him. Counsel further submits that only injury, which is

grievous in nature is on the index finger and offence under Section 307 IPC has been added because co-accused namely; Abhishek used fire arm.

Learned counsel for the petitioner also submits that the petitioner is not involved in any other case and FIR was registered way back in March, 2020 and never any attempt was made by him to evade the proceedings and he is innocent as police itself never considered appropriate to arrest him. However, now the situation is otherwise, on account of search effected by the police officer, the petitioner is now apprehensive of his arrest.

Notice of motion.

On advance notice, Mr. Amandeep Singh Samra, AAG, Punjab appears on behalf of respondent/State. Ms. Sunita Devi, Advocate, accepts notice on behalf of respondent No.2.

Let copy of the complete paperbook be supplied to learned counsel for the respondents during the course of the day.

List on 17.02.2025.

Petitioner is directed to join the investigation as and when required to do so by the Investigating Agency.

In the event of his arrest, the petitioner shall be released on ad interim bail, subject to his furnishing bail bonds to the satisfaction of the Arresting Officer. The petitioner shall also abide by all the conditions laid down under Section 438(2), Cr.P.C.

Besides, petitioner would submit/surrender his passport before the Arresting Officer and an undertaking on oath that in case of leaving the country, he would seek prior permission from the Investigating Agency/concerned Court.

In the meanwhile, petitioner would implead complainant as party respondent in the present petition.”

3. Learned counsel for the petitioner contends that in compliance of the order dated 17.01.2025, passed by this Court, the petitioner has joined the investigation, and has fully co-operated.

4. Learned State counsel on instructions confirms the said averment and submits that the custodial interrogation of the petitioner would not be required as of now for the purpose of investigation.

5. Heard learned counsel for the parties.

6. Since the petitioner has joined the investigation and since custodial interrogation is no more required, present petition is allowed and ad-interim order dated 17.01.2025, passed by this Court is hereby made absolute.

However, petitioner shall continue to join the investigation as and when required to do so and abide by all the terms and conditions laid down under Section 482(2) of BNSS, 2023.

7. Accordingly, petition stands disposed of.

17.02.2025

Lavisha

(SANJAY VASHISTH)
JUDGE

Whether speaking/reasoned *Yes/No*

Whether reportable *Yes/No*