



**IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH**

201-2

**CRM-M-34601-2024
Date of decision: 31.01.2025**

Kashmir Singh @ Shira

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Mr. Gobind Singh Randhawa, Advocate
for the petitioner.

Mr. Baljinder Singh, DAG, Punjab.

Mr. Manoj R. Sharma, Advocate
for the complainant.

MANJARI NEHRU KAUL, J. (ORAL)

1. The petitioner is seeking the concession of anticipatory bail under Section 438 of the Cr.P.C. in cross case/GD No.28 dated 21.05.2024 under Sections 323, 324, 342, 506, 148, 149 of the IPC (Section 326 of the IPC added lateron) in FIR No.49 dated 21.05.2024 under Sections 323, 324, 341, 506, 148, 149 of the IPC (Section 326 of the IPC added lateron) registered at Police Station Fatehgarh Churian, Police District Batala.

2. On 24.07.2024, while noticing the following submissions made by the learned counsel for the petitioner, a Coordinate Bench of this Court had granted the concession of interim bail to the petitioner and asked him to join investigation:-

“Learned counsel for the petitioner inter-alia submits that petitioner is accused in the cross



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case/G.D.No. 28 dated 21.05.2024. The petitioner is innocent and has been falsely implicated in the present case. He did not cause any injury to the complainant nor he was present at the spot. The other party had attacked the Gurjinder Singh in broad light day. The entire occurrence was recorded in the CCTV cameras and there is nothing in CCTV footage which shows that the petitioner was present at the spot. The occurrence took place on 16.05.2024, at about 9:04 a.m. whereas complainant party of the cross-version got admitted in the hospital at 2:45 p.m. No injury is attributed to the petitioner specifically.”

3. Learned counsel for the petitioner submits that in compliance of order dated 24.07.2024, the petitioner has joined investigation and cooperated with the investigating agency.

4. Learned State counsel, on instructions, does not dispute the factum of the petitioner having joined investigation and cooperated with the investigating agency. He, on further instructions, submits that the petitioner is not required for further investigation much less for his custodial interrogation.

5. In view of the above, the petition is allowed and interim order dated 24.07.2024, is made absolute subject to the conditions laid down in Section 482(2) of the BNSS.

31.01.2025

Vinay

**(MANJARI NEHRU KAUL)
JUDGE**

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No