

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

**CRM-M-28291-2024 (O&M)
Date of decision: 03.04.2025**

Inderjeet

...Petitioner

Versus

State of Punjab

...Respondents

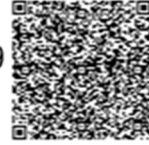
CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present:- Mr. Pardeep Kumar Kapila & Mr. Harjeet Singh, Advocates
for the petitioner.

Mr. S.S.Chahal, AAG, Punjab for the respondent.

MAHABIR SINGH SINDHU, J.

Present petition has been filed under Section 438 of the Code of Criminal Procedure, 1973 (*for short 'Cr.P.C.'*) for grant of pre-arrest bail to the petitioner in FIR No.76 dated 29.04.2024, under Section 67 of the Information Technology Act, 2000 and Section 506 of the Indian Penal Code, 1860 (*for short 'IPC'*), registered at Police Station City-I, Abohar.

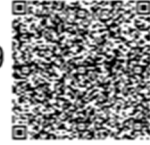


- (2) Allegations are that petitioner used derogatory language against complainant & his family members and also criminally intimidated them with dire consequences.
- (3) Learned Counsel contends that petitioner was granted interim bail by a Coordinate Bench of this Court, vide order dated 30.05.2024 and in pursuance thereof, he has already joined the investigation; hence, his custodial interrogation is not required.
- (4) The above factual position is not disputed by learned State Counsel, on instructions from the police official concerned.
- (5) Heard learned Counsel for the parties and perused the paper-book.
- (6) It transpires that petitioner was granted interim bail by a Coordinate Bench of this Court, vide order dated 30.05.2024 and the same reads as under:-

“Learned counsel for the petitioner, inter-alia, submits that the FIR in question is an off-shoot of political rivalry and disagreement between the parties.

Notice of motion for 20.08.2024.

In the meanwhile, petitioner will join investigation before the Investigating Officer as and when called. In the event of his arrest, the Arresting Officer would admit him to interim bail, till the next date of hearing, on his furnishing adequate bail bonds/ surety bonds to his satisfaction. The petitioner is directed to abide by all the conditions as envisaged under Section 438(2) of Code of Criminal Procedure, 1973.”



(7) It is duly acknowledged by learned State Counsel that in pursuance of the aforesaid order, petitioner has joined investigation and his custodial interrogation is not required.

(8) In view of the above, there is no justification to deny the concession of pre-arrest bail to the petitioner. Consequently, present petition is allowed; interim order dated 30.05.2024 is made absolute subject to the conditions as envisaged under Section 438 (2) of the Cr.P.C.

(9) It is also made clear that petitioner shall fully co-operate with the Investigating Officer as and when called for further investigation.

(10) The above observations be not construed as an expression of opinion on merits of the case; rather confined only to decide the bail matter.

(11) It is also clarified that in case of any recurrence on the part of petitioner, State would be at liberty to move an appropriate application for recalling of this order.

Pending application(s), if any, shall also stand disposed off.

3rd April, 2025
Gagan

(MAHABIR SINGH SINDHU)
JUDGE

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether Reportable</i>	<i>Yes/No</i>