

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CRM No. M-2315 of 2015 (O&M)
Date of Decision: 26.03.2015.

Naresh Mahajan

--Petitioner

Versus

State of Punjab

--Respondent

CORAM:- HON'BLE MR.JUSTICE TEJINDER SINGH DHINDSA.

Present:- Mr. Anupam Bhardwaj, Advocate for the petitioner.

Mr. Nikhil K. Chopra, D.A.G., Punjab.

TEJINDER SINGH DHINDSA.J

This order shall dispose of the present petition filed under Section 438 Cr.P.C for grant of anticipatory bail to the petitioner in case F.I.R. No. 208 dated 23.12.2014 under sections 420, 467, 468, 471 I.P.C read with sections 13A/3/67 of the Punjab Gambling Act, 1867 registered at Police Station, Division No.4, Ludhiana.

On 5.2.2015, the following order was passed by this Court:-

“The petitioner prays for anticipatory bail in FIR No. 208 dated 23.12.2014 registered under Sections 420, 467, 468, 471 IPC read with Section 13A/3/67 of The Punjab Gambling Act, 1867 at Police Station Division No. 4, Ludhiana.

Learned counsel for the State, on instructions from ASI Raj Kumar, verifies that the mobile connection being used by the petitioner was indeed in his own name.

Adjourned to 26.03.2015.

In the meanwhile, petitioner is directed to appear before the Investigating Officer on 18.02.2015 at 11.00 a.m. and join investigation. In the event of his arrest, he shall be released on interim bail by the Arresting/Investigating Officer to his satisfaction. He shall join the investigation as and when

CRM No. M-2315 of 2015 (O&M) -2-

called upon by the Investigating Agency and he shall fully cooperate in the investigation of this case. The petitioner shall comply with the conditions stipulated in Section 438 (2) Cr.P.C.”

Learned State counsel upon instructions from ASI Shish Pal would apprise the Court that the petitioner has since joined investigation. It also stands conceded that the mobile connection that was being used by the petitioner is in his own name.

The petitioner having joined investigation, his custodial interrogation, as such, would not be warranted.

Accordingly, the present petition is allowed. Order dated 5.2.2015, passed by this Court is made absolute.

Petition disposed of.

(TEJINDER SINGH DHINDSA)
JUDGE

March 26, 2015
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