

IN THE HIGH COURT OF PUNJAB AND HARYANA

AT CHANDIGARH

Criminal Misc. No. M-34708 of 2015
Date of Decision: 11.12.2015

Sandeep Kakkar

...Petitioner(s)

Versus

State of Punjab

...Respondent(s)

CORAM:- HON'BLE MR. JUSTICE HARI PAL VERMA

1. *Whether reporters of local newspapers may be allowed to see judgment?*
2. *To be referred to reporters or not?*
3. *Whether the judgment should be reported in the Digest?*

Present:- Mr. G.S. Kaura, Advocate
for the petitioner.

Mr. Sultan Singh Gill, DAG, Punjab.

HARI PAL VERMA J.(Oral)

Prayer in this petition filed under Section 438 of the Code of Criminal Procedure, 1973 is for grant of anticipatory bail to the petitioner in FIR No.74 dated 28.4.2015 under Sections 420/506/120-B of the Indian Penal Code, 1860 registered at Police Station City South Moga, District Moga.

On 9.10.2015, this Court had the following order:-

“Learned counsel for the petitioner contends that the petitioner along with complainant has produced a feature film namely “Stupid 7”, however, the said film

could not succeed, resulting into losses. He further submits that the family members of the complainant have already filed a complaint under Section 138 of the Negotiable Instruments Act, 1881.

Notice of motion for 11.12.2015.

In the meanwhile, in the event of arrest of the petitioner, he shall be released on ad interim bail to the satisfaction of the arresting officer. However, he shall join the investigation as and when directed by the investigating agency and shall abide by the terms and conditions laid down under Section 438(2) CrPC.”

Learned counsel for the petitioner contends that pursuant to order dated 9.10.2015 passed by this Court, the petitioner has joined investigation.

Learned State counsel, on instructions from ASI Judge Singh, does not dispute the aforesaid fact and submits that the custodial interrogation of the petitioner is no more required at this stage.

In view of the above, the present petition is allowed and the order dated 9.10.2015 is made absolute.

However, the petitioner shall continue to join investigation as and when required to do so and shall abide by the terms and conditions, as laid down under Section 438(2) CrPC.

December 11, 2015
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(HARI PAL VERMA)
JUDGE