

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

CRM-M -16353 of 2016 (O&M)

Date of decision: 04.08.2016

Parminder Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR.JUSTICE JITENDRA CHAUHAN

Present: Mr. Sachin Jain, Advocate for the petitioner.

Ms. Harsimrat Rai, DAG, Punjab
assisted by HC Dharam Pal.

Jitendra Chauhan, J. (Oral)

By filing the present petition under Section 438 of the Code of Criminal Procedure, the petitioner has sought anticipatory bail in case FIR No.15, dated 20.01.2016, registered under Section 174-A IPC, at Police Station Fatehgarh Sahib, District Fatehgarh Sahib.

On 12.05.2016, this Court had passed the following order:-

“After having been declared a proclaimed offender in proceedings under Section 138 of the Negotiable Instruments Act, an FIR under Section 174-A IPC has been registered whereas the complainant party is in the process of withdrawing the complaint as per certificate dated 11.5.2016 placed on record by the counsel for the petitioner.

Notice to the Advocate General, Punjab, for 4.8.2016.

Meanwhile, an interim direction is issued that the petitioner will join investigation on or before 28.5.2016. In case of petitioner doing so, he shall be released on interim bail to the satisfaction of the arresting officer.

It will be open to the petitioner to secure his liberty by moving appropriate application under Section 438 Cr.P.C. In proceedings under Section 138 of the Negotiable Instruments Act”.

It is contended that in pursuance of the order dated 12.05.2016, the petitioner has joined the investigation.

The learned State counsel, on instructions, submits that the petitioner has joined the investigation and he is not required for custodial interrogation.

In view of the above, without expressing any opinion on the merits of the case, the interim bail granted by this Court vide order dated 12.05.2016, is made absolute, subject to the conditions contained in Section 438(2) Cr.P.C.

The petition stands allowed.

04.08.2016

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(JITENDRA CHAUHAN)
JUDGE

Whether speaking/reasoned : Yes No

Whether Reportable : Yes No