

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH.

CRM M-23295 of 2016

Date of Decision: July 14, 2016

Rakesh Kumar

.....Petitioners

Vs.

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE M.M.S. BEDI.

-. -

Present:- Mr.Inderjit Sharma, Advocate
for the petitioner.

-. -

M.M.S. BEDI, J. (ORAL)

This is second petition for grant of pre-arrest bail earlier having been dismissed as withdrawn seeking liberty to avail the remedy of regular bail in accordance with law.

When confronted regarding the changed circumstances, the counsel informs that on the application of the petitioner an inquiry has been ordered to determine the culpability of the petitioner.

Counsel submits that the petitioner has not signed as Rakesh Kumar, complainant at any place and he is not even Director of Royal Enclave.

I have considered all the facts and circumstances of the case and I am of the opinion that no fresh circumstances can be said to have arisen enabling this Court to consider the second petition for pre-arrest bail.

Counsel has submitted that the petitioner has filed a civil suit.

Mere filing of civil suit will not, in my opinion, defeat the criminal proceedings giving any additional advantage to the petitioner.

Dismissed. It is observed that dismissal of the petition under Section 438 Cr.P.C. will not, in any manner, prejudice the rights of the petitioner while seeking regular bail or to approach this Court in case any inquiry exonerates the petitioner.

July 14, 2016
sanjay

(M.M.S.BEDI)
JUDGE