

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

CRM-M-30509 of 2016.

Decided on:-22.12.2016.

Sumanpreet Singh.

.....Petitioner.

Versus

State of Punjab.

.....Respondent.

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

Present:- Mr. Rajan Bansal, Advocate for
Mr. Ashish Gupta, Advocate
for the petitioner.

Mr. Sultan Singh Gill, DAG, Punjab.

HARI PAL VERMA, J. (ORAL)

Prayer in this petition filed under Section 438 Cr.P.C. is for grant of anticipatory bail to the petitioner in case FIR No.39 dated 20.04.2016 under Sections 458, 365 and 323 read with Section 34 IPC registered at Police Station Badhni Kalan, District Moga.

On August 31, 2016, the following order was passed by this Court:

“Learned counsel for the petitioner contends that the allegation against the petitioner is that he hit the complainant with Dang in his stomach, but there is no medical report to that effect.

Notice of motion for 29.11.2016.

In the meantime, in the event of arrest of the petitioner, he shall be released on ad-interim bail to the satisfaction of the

arresting officer. However, the petitioner 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) Cr.P.C.”

However, on 29.11.2016, when the case was listed for hearing, learned State counsel had submitted that the petitioner has not joined the investigation. Accordingly, the petitioner was directed to join investigation once again on 30.11.2016 and the case was adjourned for today.

Today, learned State counsel, on instructions from HC Kamalajit Singh, states that despite there being specific orders passed by this Court, the petitioner has not come forward to join the investigation.

Since the petitioner has failed to comply with the orders dated 31.08.2016 and 29.11.2016 passed by this Court, he does not deserve the concession of anticipatory bail and the present petition is, accordingly, dismissed.

December 22, 2016
Yag Dutt

(HARI PAL VERMA)
JUDGE

Whether speaking/reasoned: Yes

Whether Reportable: No