

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

**CRM No.M-31884 of 2015
Date of decision:21.01.2016**

Amritpal

... Petitioner

Vs.

State of Punjab & another

... Respondents

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

Present: Mr. Anand Chhibber, Senior Advocate with
Mr. Vikas Cuccria, Advocate for the petitioner.
Mr. D.S. Virk, AAG, Punjab.
Mr. Harvinder Singh Johal, Advocate for the complainant.
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TEJINDER SINGH DHINDSA, J.

This order shall dispose of the present petition filed under Section 438 Cr.P.C. seeking concession of anticipatory bail to the petitioner in case FIR No.93 dated 27.06.2015, under Sections 406/420/120-B IPC, registered at Police Station Sarhali, District Tarn Taran.

While issuing notice of motion, the following order was passed by this Court on 18.09.2015:

“Petitioner seeks pre-arrest bail in FIR No. 93 dated 27.6.2015 under Sections 420/406/120-B IPC registered at Police Station Sarhali, District Tarn Taran.

Learned counsel for the petitioner submits that much before registration of the FIR, petitioner ceased to the post of Director of the company. He further submits that petitioner was not signatory to the agreement. He also places reliance on the order dated 10.9.2015 passed by this Court in CRM-M-30794 of 2015 (Pawan Goyal Vs. State of Punjab), whereby co-accused of the petitioner was granted the concession of interim anticipatory bail, while issuing notice to the Advocate General, Punjab, for 16.10.2015.

Notice of motion for 16.10.2015.

To be heard alongwith CRM-M-30794 of 2015.

At this stage, Mr. Ranjit Saini, appears and accepts notice on behalf of respondent No.2.

In the meantime, in the event of arrest, the petitioner shall be released on interim anticipatory bail to the satisfaction of arresting/investigating officer, subject to the conditions provided under Section 438 (2) Cr.P.C. At the first instance, petitioner shall join the investigation on or before 28.9.20015 and cooperate with the investigation agency. The petitioner is also directed to join the investigation, thereafter, as and when required by the investigation agency, by issuing a notice under Section 160 Cr.P.C.”

Learned State counsel upon instructions from ASI Balvir Singh would apprise the Court that the petitioner has since joined investigation. He further submits that custodial interrogation of the petitioner is not required.

Accordingly, petition is allowed. Order dated 18.09.2015 passed by this Court is made absolute.

Disposed of.

21.01.2016

harjeet

**(TEJINDER SINGH DHINDSA)
JUDGE**