

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

***CRM No.M-40221 of 2015 (O&M)
Date of decision:07.01.2016***

Hari Parkash

... Petitioner

Vs.

State of Punjab & others

... Respondents

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

Present: Mr. D.K. Bhatti, Advocate for the petitioner.

...

TEJINDER SINGH DHINDSA, J.

The instant petition has been filed under Section 438 Cr.P.C. seeking the concession of pre-arrest bail to the petitioner in case FIR No.21 dated 21.03.2015, under Sections 379/411/413 IPC, registered at Police Station Singh Bhagwantpur, District Rupnagar.

Counsel for the petitioner has been heard at length.

It has gone uncontroverted that the petitioner had filed the first application under Section 438 Cr.P.C. seeking anticipatory bail and vide order dated 20.10.2015 (Annexure P-2) interim bail was granted. Apparently, inspite of such protection having been granted, petitioner has not joined investigation. Under such circumstances, the application under Section 438 Cr.P.C. has been declined in terms of order dated 30.10.2015 (Annexure P-4) passed by the learned Additional Sessions Judge, Rupnagar.

Counsel would argue that there is yet another FIR that has been registered against the petitioner. He concedes that he does not possess the details of such FIR and neither has any application seeking interim bail been filed pertaining to the second FIR.

Be that as it may, the conduct of the petitioner in having not

joined investigation pertaining to the FIR in the present case inspite of having been insulated by an order as regards arrest dis-entitles him from any indulgence. This Court does not find any infirmity in the order dated 30.10.2015 (Annexure P-4) passed by the learned Additional Sessions Judge, Rupnagar declining anticipatory bail.

Accordingly, the present petition is dismissed.

07.01.2016

harjeet

**(TEJINDER SINGH DHINDSA)
JUDGE**