

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

CRM-M -43101 of 2015 (O&M)
Date of decision: 29.09.2016

Prince

...Petitioner

Versus

State of Punjab and another

...Respondents

CORAM: HON'BLE MR.JUSTICE JITENDRA CHAUHAN

Present: Mr. R.K. Girdhar, Advocate
for the petitioner(s).

Ms. Harsimrat Rai, DAG, Punjab
assisted by Insp. Ved Parkash Singh.

None for respondent No.2.

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 FIR No.311 dated 06.11.2015, registered under Sections 420, 467, 468, 471, 506 and 120-B IPC, at Police Station City-I Abohar, District Fazilka.

On 03.02.2016, this Court had passed the following order:-

“Learned State counsel upon instructions from ASI Manjit singh would submit that in compliance of the directions passed by this Court contained in order dated 17.10.2014 in CRM No.M-35768 of 2014, the investigation has been entrusted to a Special Investigation Team (SIT) and which is seized of the matter. It has also gone uncontroverted

that the principal accusation is against co-accused, Aman Kamboj i.e. the real maternal uncle of the present petitioner. List on 25.04.2016.

In the meanwhile, petitioner is directed to appear before Investigating Officer and to join investigation.

In the event of arrest, the petitioner shall be released on interim bail subject to the satisfaction of the Arresting/Investigating Officer. The petitioner shall join investigation as and when called upon to do so and he shall remain bound by the conditions envisaged under Section 438 (2) Cr.P.C.”

It is contended that petitioner is the minor son of main accused Aman. The entire amount was entrusted to said Aman, who has been admitted to regular bail. In pursuance of the order dated 03.02.2016, the petitioner has joined the investigation.

The learned State counsel, on instructions submits that though the petitioner has joined the investigation, however, the recovery is yet to be effected.

The petitioner has repeatedly joined the investigation. The main accused has already been enlarged on bail, without expressing any opinion on the merits of the case, the interim bail granted by this Court vide order dated 03.02.2016, is made absolute, subject to furnishing bail bonds/surety bonds to the satisfaction of learned Chief Judicial Magistrate/Duty Magistrate, concerned.

The petition stands allowed.

29.09.2016

sumit.k

(JITENDRA CHAUHAN)
JUDGE

Whether speaking/reasoned :	Yes	No
Whether Reportable:	Yes	No