

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

CRM-M -12486 of 2017 (O&M)
Date of decision: 31.05.2017

Pankaj Kumar

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR.JUSTICE JITENDRA CHAUHAN

Present: None for the petitioner(s).

Ms. Harsimrat Rai, DAG, Punjab
assisted by ASI Balwinder Singh.

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.37 dated 28.02.2016, registered under Sections 406 and 420 of IPC, at Police Station Division No.8, Jalandhar.

On 25.04.2017, this Court had passed the following order:-

“Contends that the allegations of entrustment of the amount, if any, is to co-accused, Deepak Kumar, the brother of the petitioner. The learned counsel refers to Annexure P-2, the public notice whereby the father has disinherited co-accused, Deepak Kumar in the year 2005.

Notice of motion for 31.05.2017.

The petitioner is directed to join the investigation.

Meanwhile, in the event of arrest of the petitioner by

the Arresting Officer, he shall be released on interim bail subject to the following conditions:-

- 1. That he shall make himself available for interrogation by a police officer as and when required;*
- 2. That he shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the Court or to any police officer and;*
- 3. That he shall not leave India without prior permission of the Court.”*

The learned State counsel, on instructions submits that in pursuance of the order dated 25.04.2017, though the petitioner has joined the investigation, however, he is not cooperating.

Considering the fact that the petitioner has joined the investigation, without expressing any opinion on the merits of the case, the interim bail granted by this Court vide order dated 25.04.2017, 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.

31.05.2017

sumit.k

(JITENDRA CHAUHAN)
JUDGE

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