

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

**CRM NO. M-38637 OF 2017
DECIDED ON : 28.11.2017**

Yogesh Sethi

...Petitioner

versus

State of Haryana

...Respondent

CORAM : HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

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

Mr. Vikas Malik, DAG, Haryana.

ANUPINDER SINGH GREWAL, J. (ORAL)

The petitioner is seeking anticipatory bail in FIR No.855 dated 06.06.2017 under Section 174-A IPC, registered at Police Station City Jagadhri, District Yamuna Nagar.

Learned counsel for the petitioner contends that petitioner was accused under Section 138 of the Negotiable Instruments Act and the matter has been settled with the complainant as entire payment has been made by the petitioner. He further contends that petitioner was not served at his address before the order declaring him proclaimed offender was passed. In support of his contentions, he has relied upon the judgment of a co-ordinate Bench of this Court in the case of "**Microqual Techno Limited and others v. State of Haryana and another**" 2015 (32) RCR (Criminal) 790.

This Court, by the order dated 12.10.2017, had directed the petitioner to join investigation and in the event of his arrest, he was ordered to be released on ad-interim bail to the satisfaction of Arresting/Investigating Officer, subject to the conditions envisaged under Section 438(2) Cr.P.C.

Learned State counsel, upon instructions from ASI Surinder Kumar, states that in pursuance to the order dated 12.10.2017, the petitioner has joined investigation and is not required for custodial interrogation.

In view of the above and without expressing any opinion on the merits of case, the order dated 12.10.2017, granting ad-interim bail to the petitioner, is hereby made absolute. However, the petitioner shall abide by the conditions envisaged under Section 438(2) Cr.P.C.

The petition stands disposed of accordingly.

(ANUPINDER SINGH GREWAL)
JUDGE

NOVEMBER 28, 2017

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1. Whether speaking/reasoned : YES/NO
2. Whether reportable : YES/NO