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

CRM-M No.25408 of 2018
Date of Decision: 02.07.2018

Joginder Singh

....Petitioner

Vs

State of Punjab

.....Respondent

CORAM: *HON'BLE MR. JUSTICE RAJ MOHAN SINGH*

Present: Mr. Vinod K. Kaushal, Advocate,
for the petitioner.

RAJ MOHAN SINGH, J.(Oral)

1. Prayer made in this petition is for grant of anticipatory bail in added offences under Sections 419, 467, 468, 471 IPC in FIR No.28 dated 21.01.2017 initially registered under Sections 420, 120-B IPC at Police Station Chheharta, District Amritsar (Police Commissionerate).

2. The Additional Sessions Judge, Amritsar vide order dated 15.02.2017 rejected the prayer for grant of anticipatory bail to the petitioner. CRM-M No.6731 of 2017 titled 'Joginder Singh vs State of Punjab' was filed in the High Court in which interim order was passed on 14.03.2017 and thereafter, the same was made absolute thereby directing the petitioner to keep on joining the investigation as and when called upon to do

so and abide by the conditions as envisaged under Section 438(2) Cr.P.C.

3. Learned counsel for the petitioner submits that the added offences are in relation to complicity of co-accused namely Harjeet Singh. The Additional Sessions Judge, Amritsar has not adverted to order dated 09.05.2017 passed by this Court in CRM-M No.6731 of 2017 and relied upon order dated 15.02.2017 passed by that Court, dismissing the petitioner for anticipatory bail.

4. Perusal of the impugned order would show that the prayer for grant of anticipatory bail has been rejected primarily on the ground of dismissal of earlier petition for anticipatory bail by the Additional Sessions Judge, Amritsar. The factum of added offences vis-a-vis complicity of the petitioner and the grant of anticipatory bail in unadded offences have not been noticed by the Additional Sessions Judge, Amritsar.

5. At this stage, it would be appropriate to direct the Additional Sessions Judge, Amritsar to decide the prayer for anticipatory bail afresh after noticing the relevant facts as indicated above. The Additional Sessions Judge, Amritsar is directed to decide the petition for grant of anticipatory bail within one month from the date of receipt of certified copy of this order.

6. Till disposal of the petition for anticipatory bail, coercive methods to secure presence of the petitioner may not be resorted to.

02.07.2018
Jyoti Yadav

(RAJ MOHAN SINGH)
JUDGE

1. Whether speaking/reasoned : Yes/No

2. Whether reportable : Yes/No