

206.

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

CRM-M-25925-2018

Date of decision:14.09.2018.

CDR. RAJEEV SHARMA (RETD)

... Petitioner

Versus

STATE OF HARYANA

.... Respondent

CORAM: HON'BLE MR. JUSTICE HARI PAL VERMA

Present: Mr. Deepender Singh, Advocate,
for the petitioner.

Mr.Manish Bansal, DAG, Haryana.

HARI PAL VERMA, J.(Oral)

Prayer in this petition filed under Section 438 Cr.P.C. is for grant of anticipatory bail to the petitioner in case FIR No.260 dated 19.05.2018 registered under Sections 186, 506, 34 IPC at Police Station Sector 50, Gurugram, District Gurugram.

Learned State counsel has argued that without having been approached the Sessions Court for the relief claimed in the petition, the petitioner has straightaway approached this Court.

I have heard learned counsel for the parties.

No doubt under Section 438 of Cr.P.C., there is a concurrent jurisdiction to approach this Court to seek the relief of anticipatory bail, but this Court finds that instead of straightaway approaching this Court, the petitioner should have approached the Sessions Court.

Faced with this, learned counsel for the petitioner prays for withdrawal of present petition and states that till the time petitioner approaches the Sessions Court, he may be granted interim protection.

Dismissed as withdrawn.

In case the petitioner files a petition under Section 438 Cr.P.C. before the Sessions Court within 10 days from today, the interim order dated 13.06.2018 passed by this Court shall remain in force till filing of the petition.

(HARI PAL VERMA)
JUDGE

14.09.2018
sanjeev

Whether speaking/reasoned?	Yes/No
Whether reportable?	Yes/No