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

Crl. Misc. M-2630-2018 (O&M)

Date of Decision: September 21, 2018

Nitish Sharma

...Petitioner

Versus

State of Punjab and others

...Respondents

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. Ashok Kumar Arora, Advocate
for the petitioner.

Ms. Seena Mand, DAG, Punjab.

JAISHREE THAKUR, J. (Oral)

This petition has been filed under Section 482 Cr.P.C seeking for recalling/withdrawal of lookout notice against the petitioner herein issued by respondent No. 2 in FIR No. 17 dated 12.11.2016 under Section 498-A of the IPC registered at Police Station NRI, Amritsar City.

Learned counsel for the petitioner contends that pursuant to the said FIR being registered, the petitioner has put in appearance before the Investigating Officer and pursuant to the order passed by this Court on 23.01.2018, father of the petitioner has furnished a Bank guarantee to the tune of ₹25 Lacs and the same has been deposited with the Ilaqa Magistrate, Amritsar in order to ensure that the petitioner would appear as and when required.

It is contended that the petitioner has appeared before the I.O. and joined the investigation and has returned to England after having sought permission.

Learned counsel for the respondent-State does not dispute this fact and submits that the challan is yet to be presented and the presence of the petitioner would be required.

I have heard learned counsel for the parties.

In view of the fact that the petitioner has already furnished a bank guarantee to the tune of ₹25 Lacs to ensure his presence, the look out notices that have been posted should be drawn.

Ordered accordingly.

However, it is made clear that in case the petitioner does not present himself as and when called upon by the Investigating Officer, the bank guarantee of the said amount that have been furnished would be revoked in favour of the complainant.

Petition stands disposed of .

In the meantime, 03 weeks notice from the receipt of certified copy of this order is given to the petitioner for ensuring his presence in the trial Court.

September 17, 2018

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(JAISHREE THAKUR)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes
Yes/No