

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

**CRM-M-28626-2018
Date of decision: 09.10.2018**

Amritpal Singh @ Bittu

...Petitioner

Versus

Sucha Singh @ Sucha Ram and another

..Respondents

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present:- Mr. Arvind Rajotia, Advocate
for the petitioner.

None for respondent No. 1.

Mr. Joginder Pal Ratra, DAG, Punjab.

ARVIND SINGH SANGWAN, J. (Oral)

The petitioner prays for grant of anticipatory bail in complaint case No. NACT/235/2015 dated 20.05.2015 titled as ***Sucha Singh @ Sucha Ram Vs. Amritpal Singh @ Bittu***, filed under Section 138 of the Negotiable Instruments Act, which is pending in the Court of JMIC, Fatehgarh Sahib.

On 12.07.2018, the following order was passed:

“Learned counsel for the petitioner submits that in pursuance of the summoning order, the petitioner could not appear before the trial Court on 29.09.2017 and thereafter, his bail bonds were cancelled and while issuing non-bailable warrants, the trial Court also directed the police to register an FIR under Section 229-A IPC. Thereafter, FIR No.191 dated 16.12.2017 was registered under Section 229-A IPC at Police Station Fatehgarh Sahib. Counsel for the petitioner further submits that the petitioner was arrested in the said FIR and vide order dated 14.06.2018, he was granted regular bail and during the period, the petitioner was in judicial custody, he was

never produced before the trial Court in the instant complaint. It is further submitted that the petitioner is ready to surrender before the trial Court and apply for regular bail.

Notice of motion for 09.10.2018.”

Learned counsel for the petitioner submits that the petitioner, in pursuance to the order dated 12.07.2018, has already appeared before the trial Court and on furnishing fresh bail/surety bonds, he has been released on interim bail. A copy of the order of the trial Court is placed on record.

Learned counsel for the State, on instructions from ASI Paramjeet Singh, has not disputed the factual position and submits that the petitioner has already appeared before the trial Court and has been released on interim bail.

In view of the above, the petition is allowed and the interim bail granted to the petitioner, vide order dated 12.07.2018, is made absolute subject to the conditions envisaged under Section 438(2) Cr.P.C.

October 09, 2018

Waseem Ansari

**(ARVIND SINGH SANGWAN)
JUDGE**

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No