

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

Criminal Misc.No.M-32841 of 2018 (O&M)

Date of Decision : 20.12.2018

Mubarik

..... Petitioner

Versus

State of Haryana

..... Respondent

CORAM : HON'BLE MR. JUSTICE RAJ SHEKHAR ATTRI

Present : Ms. Monika Singh, Advocate
for Mr. Munfaid Khan, Advocate
for the petitioner.

Mr. Raj Kumar Makkad, DAG, Haryana.

RAJ SHEKHAR ATTRI, J. (Oral)

The petitioner has preferred the instant petition under Section 438 Cr.P.C. for grant of anticipatory bail in case FIR No.384 dated 08.10.2017, registered under Section 379 IPC, at Police Station Tauru, District Nuh.

Learned State counsel has submitted that the petitioner has failed to join the investigation.

On the other hand, learned counsel appearing on behalf of petitioner has submitted that it was not in her knowledge if any order with regard to the joining of the investigation has been issued by this court.

This argument is fallacious. This court has passed specific order on 02.08.2018 and the petitioner was asked to join the investigation within a week and the case was adjourned for 29.11.2018. However, on 29.11.2018, Ms. Monika Singh, Advocate, had represented the petitioner and learned State counsel had submitted that the petitioner failed to join the investigation. Then another opportunity was given to him to join the

investigation for 17.12.2018. Again on 17.12.2018, the petitioner failed to join the investigation and one more opportunity was granted to him for the said purpose and the case was adjourned for today. Thus, adequate opportunities have already been granted to the petitioner to comply with the order dated 02.08.2018 but he failed to join the investigation.

In this view of the matter, the petitioner is not entitled to the benefit of anticipatory bail.

Therefore, the instant petition stands dismissed.

**(RAJ SHEKHAR ATTRI)
JUDGE**

20.12.2018
mamta

Whether speaking/reasoned
Whether Reportable :

Yes/No
Yes/No