

Sr. No.205

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

CRM No. M-45136 of 2017 (O&M)

Date of Decision: 12.03.2018

Pankaj Kumar and another

... Petitioners

Versus

State of Punjab

... Respondent

CORAM:- HON'BLE MR. JUSTICE TEJINDER SINGH DHINDSA

Present:- Mr. D.S.Takkar, Advocate,
for the petitioners.

Ms. Jaspreet Kaur, AAG, Punjab.

TEJINDER SINGH DHINDSA, J.(ORAL)

This order shall dispose of the present petition filed under Section 438 Cr.P.C. seeking concession of anticipatory bail to the petitioners in case FIR No.101 dated 16.10.2017, under Sections 420, 465, 467, 468 and 471 of Indian Penal Code, registered at Police Station Cantt. Bathinda, Tehsil and District Bathinda.

While issuing notice of motion, the following order was passed by this Court on 04.12.2017:-

“Heard.

Learned counsel for the petitioner submits that M/s Suraj Bhan Goyal was sole proprietor firm of Ashok Kumar. The solvency certificate was earlier issued in the name of firm when the petitioners were not approved partners of the firm and the Commander Works Engineer (for short-CWE) approved the firm in June, 2013. Even otherwise, the

petitioners have been performing all their duties under the agreement with CWE and there is no lapse on their part.

Notice of motion for 12.02.2018.

Petitioners are directed to surrender before the police and join investigation within two weeks. In the event of their arrest being required, they shall be released on interim bail till the next date, subject to their furnishing bonds to the satisfaction of Arresting Officer. However, they shall abide by the terms and conditions as envisaged under Section 438(2)(i) to (iv) Cr.P.C. failing which they shall lose the benefit of interim bail allowed to them.”

Learned State counsel upon instructions from ASI Inderjeet Singh, Police Station Cantt. Bathinda apprises the Court that the petitioners have since joined investigation and are not required for any custodial interrogation.

In view of the categoric stand taken on behalf of the State, prayer is allowed.

Order dated 04.12.2017, passed by this Court is made absolute.

Disposed of.

12.03.2018

vandana

**(TEJINDER SINGH DHINDSA)
JUDGE**

Whether speaking/reasoned
Whether Reportable

Yes
No