

Sr. No.215
**IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH**

CRM No. M-4751 of 2018 (O&M)

Date of Decision: 21.02.2018

Sukhdev Singh

... Petitioner

Versus

State of Punjab

... Respondent

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

Present:- Mr. Vipin Mahajan, Advocate,
for the petitioner.

Mr. S.S.Sandhu, AAG, Punjab.

TEJINDER SINGH DHINDSA, J.(ORAL)

This order shall dispose of the instant petition preferred under Section 438 Cr.P.C. seeking concession of anticipatory bail to the petitioner in case FIR No.124 dated 25.12.2017, under Sections 409, 120-B IPC and Sections 7/13 of Prevention of Corruption Act, registered at Police Station Dera Baba Nanak, Police District Batala, District Gurdaspur, Punjab.

While issuing notice of motion, the following order was passed by this Court on 05.02.2018:-

“Learned counsel for the petitioner submits that the petitioner having been admitted to interim anticipatory bail, vide a detailed order (Annexure P-3), he could not joint investigation because FIR No.03 dated 05.01.2018 was also registered against him in which he has been admitted to interim bail only on 01.02.2018.

He further submits that in the case of his co-accused, who was granted interim bail vide the same order (Annexure P-3), the said order has already been made absolute, with the petitioners' bail petition having been dismissed because of his non-

joining investigation.

He submits that now that the petitioner has been admitted to interim anticipatory bail even in the other FIR, he would join investigation immediately.

That being so, and detailed reasons having been given by the learned Additional Sessions Judge while admitting the petitioner to interim bail in the order, Annexure P-3, let notice of motion be issued to the respondents, returnable on 21.02.2018.

In the meanwhile, upon the petitioner joining investigation, in case he is sought to be arrested, he would be released on bail, on his furnishing adequate bail and surety bonds to the satisfaction of the arresting officer/Ilaqa Magistrate, till the next date of hearing. He shall, further, abide by all the conditions stipulated in Section 438 (2) Cr.P.C.”

Learned State counsel apprises the Court that petitioner has since joined investigation.

Even the observations contained in the notice of motion order have gone unrebutted.

In view of the prayer made in the instant petition is accepted.

Order dated 05.02.2018 passed by this Court is made absolute.

Disposed of.

21.02.2018

vandana

**(TEJINDER SINGH DHINDSA)
JUDGE**

Whether speaking/reasoned

Yes

Whether Reportable

No