

104.

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

CRM-M-61918-2018

Date of decision:21.12.2018.

VINOD @ TINKU

... Petitioner

versus

STATE OF PUNJAB

.... Respondent

CORAM: HON'BLE MR. JUSTICE HARI PAL VERMA

Present: Mr. Virender Partap Singh, Advocate,
for the petitioner.

HARI PAL VERMA, J.(Oral)

Prayer in this petition filed under Section 438 Cr.P.C. is for grant of anticipatory bail to the petitioner in case FIR No.43 dated 21.06.2018 registered under Section 379 of IPC (Section 411 IPC added lateron) at Police Station Shahpur Kandi, District Pathankot.

Learned counsel for the petitioner states that vide order dated 07.08.2018 passed by learned Additional Sessions Judge, Pathankot, the petitioner was allowed to join the investigation and was directed to surrender before the Investigating Officer within 10 days from that day and in case of his surrender, he would be released on bail to the satisfaction of the Investigating Officer. However, the petitioner could not appear before the Investigating Officer as on that day, he was held up in J & K. However, now the petitioner undertakes to appear before the Investigating Officer within 10 days from today to join the investigation.

Notice of motion.

At the asking of the Court, Mr.Rana Harjasdeep Singh, DAG, Punjab, accepts notice on behalf of the respondent-State.

Let a copy of paper book be given to learned State counsel during the course of the day.

Considering the fact that the interim bail granted by Additional Sessions Judge, Pathankot, vide order dated 07.08.2018, was vacated, as the petitioner had not joined the investigation, one more opportunity is granted to the petitioner to appear before the Investigating Officer and to join the proceedings. In case, he appears, he would be released on interim bail. However, the petitioner shall cooperate with the investigation.

Accordingly, the order dated 20.08.2018 is set aside, but the order dated 07.08.2018 shall remain in operation. The petitioner shall act in accordance with the order dated 07.08.2018 passed by learned Additional Sessions Judge, Pathankot, or any other order passed by learned Court. The petitioner is directed to appear before the Investigating Officer within 10 days from today.

Disposed of.

(HARI PAL VERMA)
JUDGE

21.12.2018
sanjeev

Whether speaking/reasoned?	Yes/No
Whether reportable?	Yes/No