

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

CRM-M-3282 of 2019
Date of Decision:14.03.2019

Naresh Kumar
Versus
....Petitioner

State of Haryana and another
....Respondent

CORAM:HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present: Mr. Amit Jain, Advocate
for the petitioner.

Mr. Yashwinder Singh, DAG, Haryana.

Mr. Rakesh Dhiman, Advocate
for respondent No.2.

MAHABIR SINGH SINDHU, J.(Oral)

Present petition has been filed under Section 438 of the Code of Criminal Procedure for grant of anticipatory bail to the petitioner in a criminal complaint case No. 86 dated 13.09.2017, under Sections 420, 467, 468, 471 and 120-B of the Indian Penal Code, registered at Police Station Bilaspur.

On 24.01.2019, the following order was passed by this Court:

“Learned Counsel for the petitioner contends that the petitioner is only a Panch of the Gram Panchayat and primarily, allegations are against the Sarpanch, who has withdrawn the amount from the account of Gram Panchayat fraudulently by forging the Resolution.

Notice of motion for 18.02.2019.

In the meanwhile, the petitioner is directed to join the investigation before the Investigating Officer. In the event of his arrest, the Arresting Officer would admit him to interim bail till the next date of hearing in the present case on his furnishing adequate bail and surety bonds to his satisfaction. The petitioner is also directed

to abide by all the conditions as envisaged under Section 438(2) Cr.P.C.”

It is contended by learned counsel for the petitioner that in terms of the order dated 24.01.2019, the petitioner has joined the proceedings before learned trial Court and was released on interim bail by learned Judicial Magistrate First Class, Pataudi vide order dated 15.02.2019.

On instructions from the police official present in the Court, the above factual position is duly acknowledged by learned State counsel as well as learned counsel for respondent No.2.

In view of the above, the order dated 24.01.2019 is made absolute subject to the provisions of Section 438(2) Cr. P.C.

Petition stands disposed off.

[MAHABIR SINGH SINDHU]
JUDGE

March 14, 2019
rashmi

Whether speaking/reasoned
Whether reportable?

yes/no
yes/no