

CRM-M-9763-2019

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

CRM-M-9763-2019

Date of Decision: 08.04.2019

Rajesh Khanna

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Arnav Kumar Sood, Advocate,
for the petitioner.

Ms. Monika Jalota, DAG, Punjab.

INDERJIT SINGH, J.

Petitioner has filed this petition under Section 438 of the Code of Criminal Procedure, 1973 (for brevity, 'Cr.P.C.') for grant of anticipatory bail in case FIR No.246 dated 06.12.2017, registered at Police Station City Kharar, under Sections 465, 469, 471 and 420 of the Indian Penal Code.

Notice of motion was issued in this case. Learned State counsel has put in appearance on behalf of the respondent-State and contested this petition.

I have heard learned counsel for the petitioner as well as learned State counsel and gone through the record.

Learned counsel for the petitioner submitted that the bank has already got the FIR registered in which the petitioner is on regular bail.

Now, on the similar facts, the present FIR has again been registered on the statement of complainant.

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In pursuance of the interim order dated 05.03.2019 passed by this Court, the petitioner has already joined the investigation.

Keeping in view the facts and circumstances of the present case; without discussing the facts of the case in minute detail; without expressing any opinion on the merits of the case and in view of the facts that on the similar facts, the bank has already got the FIR registered in which the petitioner had remained in custody and now has been released on bail and that he is now not required for custodial interrogation, I find that no useful purpose will be served by sending him to custody. Therefore, finding merit in the present petition, the same is allowed. The order dated 05.03.2019, granting interim bail to the petitioner, is made absolute. However, the petitioner shall join the investigation as and when called upon to do so and shall abide by the conditions of Section 438 (2) Cr.P.C.

08.04.2019

parveen kumar

(INDERJIT SINGH)
JUDGE

Note:	Whether speaking/reasoned	:	Yes
	Whether reportable	:	No