

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH.

103

CRM-M-11419 of 2019

Date of decision:11.12.2019

Palwinder Singh @ Pali

...Petitioner

versus

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE AMOL RATTAN SINGH.

Present: Mr.Satvir Singh, Advocate, for
Mr.G.S.Manku, Advocate,
for the petitioner

...

AMOL RATTAN SINGH, J. (Oral)

The petitioner having been ordered to be admitted to anticipatory bail upon him joining investigation, vide an order passed by this Court on 13.3.2019, subsequently on 4.7.2019, it was recorded on the statement of learned State counsel that he had not joined investigation.

However, he was still given another chance to do so and to cooperate.

Thereafter, the turn of the case not having come up on 24.10.2019, eventually on 6.12.2019 the following order had been passed:-

“The petitioner having been ordered to be admitted to interim bail, vide an order passed on 13.03.2019, upon him joining investigation, even on 04.07.2019 learned State counsel had stated before a co-ordinate Bench that he had not joined investigation.

He was thereafter directed by this Court to appear before

the Investigating Officer on 18.07.2019, with the matter adjourned to 24.10.2019, on which date the turn of the case did not come up.

Today, the turn of the case having come up after 04:00 p.m., learned State counsel again submits that the petitioner has still not joined investigation.

Whereas that would be cause for immediate dismissal of the petition, however, since the turn of the matter has come up after 04:00 p.m., no adverse order is being passed.

Adjourned to 09.12.2019.

To be shown in the urgent motion list.”

Again on 9.12.2019, the turn of the case having come after 4.00 pm, it was adjourned till today, to be shown as the first case in the morning, to ensure that counsel for the petitioner would be present.

Today he appears and does not deny the fact that the petitioner has not joined investigation.

That being so, obviously there is no interim order operating in favour of the petitioner, because he was to be admitted to bail only upon him joining investigation, which he has not joined.

Consequently, this petition is dismissed.

11.12.2019
pk

(AMOL RATTAN SINGH)
JUDGE

Whether speaking/reasoned
Whether Reportable

Yes/No
Yes/No