

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

245

**CRM-M-14326-2019(O&M)
Date of Order: 17.10.2019**

JAIMAL DASS @ JAIMAL JOHAR

..Petitioner

Versus

STATE OF PUNJAB

..Respondent

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Sarju Puri, Advocate, for the petitioner.
Mr. SPS Tinna, Addl. A.G., Punjab

ANIL KSHETARPAL, J(Oral)

Petitioner prays for grant of pre-arrest bail in FIR No.162, dated 12.10.2018, registered under Section 420 IPC, at Police Station Nangal, District Roopnagar.

On 29.03.2019, petitioner was directed to join investigation by passing the following order:-

“Notice of motion for 23.7.2019.

Meanwhile, in the event of arrest, the petitioner be released on interim bail subject to his furnishing personal bonds and surety bonds to the satisfaction of Arresting/Investigating Officer. However, the petitioner shall join the investigation as and when called upon to do so and cooperate with the Investigating Officer and shall also abide by the conditions as provided under Section 438 (2) Cr.P.C.”

On 23.07.2019, learned State counsel has informed the Court that although the petitioner had joined investigation on one occasion, but he did not turn up later on despite having been called. Hence, the petitioner was directed to join investigation on 20.08.2019.

It is undisputed that on 20.08.2019, the petitioner did not visit the Investigating Officer in order to participate in investigation.

Learned counsel for the petitioner submits that due to alert of water entering in the village, the petitioner could not visit the Investigating Officer. He further submits that the petitioner visited the police station on 25.09.2019.

There is no evidence that there was any flood in the village. The petitioner who wants concession of pre-arrest bail in a criminal case, is required to be honest before the Court.

In view thereof, there is no ground to grant concession of pre-arrest bail.

Dismissed.

October 17, 2019
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(ANIL KSHETARPAL)
JUDGE

Whether speaking/reasoned
Whether reportable

: Yes/No
: Yes/No