

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

203

C.R.M-M No.38134-2018
Date of Decision : 27.2.2019

Manjeet Singh Ahluwalia

..... Petitioner

Versus

State of Punjab

..... Respondent

CORAM : HON'BLE MR.JUSTICE AJAY TEWARI

Present : Mr. Shekhar Verma, Advocate
for the petitioner.

Ms. Amarjit Kaur Khurana, DAG, Punjab.

AJAY TEWARI, J. (Oral)

This is a petition under Section 438 Cr.P.C. for grant of anticipatory bail to the petitioner in case FIR No.0026 dated 22.3.2018 registered under Sections 380, 448, 511 IPC, 1860 registered at Police Station Phase-11, District SAS Nagar (Punjab).

On 31.8.2018, the following order was passed :-

"It has been submitted that the petitioner is the partner of M/s Helios Consultant.

Notice of motion for 11.10.2018.

In the meanwhile, the petitioner is directed to surrender before the Arresting/Investigating Officer within seven days. On doing so, he shall be released on interim bail, subject to his furnishing bonds to the satisfaction of Arresting/Investigating Officer. However, he shall abide by the terms and conditions as envisaged under Section 438(2) Cr.P.C. Failing which he shall loose

the benefit of interim bail allowed to him.”

Today counsel for the petitioner has stated that the petitioner has joined the investigation.

Learned DAG on instructions from SI Gagandeep Kaur has stated that though the petitioner has joined the investigation yet the cheque books have not been returned. Counsel for the petitioner has then stated that he has not taken any cheque book and secondly, account in question is a joint operation account which can neither be operated singly by the petitioner nor by the complainant.

In the circumstances, keeping in view the entire conspectus of facts, without going into the merits of the case, I do not deem it appropriate to deny the concession of anticipatory bail to the petitioner.

Petition is allowed. Interim order dated 31.8.2018 is made absolute.

Since the main case has been decided, the pending criminal miscellaneous application, if any, also stands disposed of.

27.2.2019
anuradha

(AJAY TEWARI)
JUDGE

Whether speaking/reasoned - Yes/No

Whether reportable - Yes/No