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IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRM-M-27546 of 2019
Date of decision: September 10, 2019

Anup Singh

.....Petitioner

Versus

State of Haryana

.....Respondent

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present: Mr. Diwan Singh Adlakha, Advocate for the petitioner.

Mr. Arun Beniwal, DAG Haryana.

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MAHABIR SINGH SINDHU, J (Oral)

Present petition has been filed under Section 438 of the Code of Criminal Procedure, 1973 (for short 'Cr. P.C.') for grant of anticipatory bail to petitioner, in FIR No.1530 dated 20.12.2018, under Section 174-A of Indian Penal Code, 1860, registered at Police Station City Jagadhri, District Yamuna Nagar.

On 01.07.2019, while issuing notice of motion, this Court has passed the following order:-

> "*Contends that petitioner is already regularly appearing before learned trial Court in the proceedings pending under Section 138 of the Negotiable Instruments Act, 1881 and reference is made to order dated 04.06.2019 (P-4).*
>
> *Notice of motion for 01.08.2019.*
>
> *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*

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bail in the present case till the next date of hearing 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."

Learned State counsel, on instructions from Sub Inspector Balwinder Singh has stated that in terms of order dated 01.07.2019, the petitioner has joined investigation and his custodial interrogation is not required.

In view of the above, order dated 01.07.2019 granting interim bail to the petitioner, is made absolute subject to the provisions of Section 438(2) Cr. P.C.

Petition stands disposed off, accordingly.

However, it is made clear that the petitioner shall fully co-operate with the Investigating Officer as and when called for further investigation.

The above observations may not be construed as an expression of opinion on the merits of the case.

(MAHABIR SINGH SINDHU)
JUDGE

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Whether speaking/ reasoned: Yes/No

Whether Reportable: Yes/No

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