

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

268

CRM-M-54254 of 2018

Date of decision: 04.02.2019

AMANDEEP SINGH

...PETITIONER

VS.

STATE OF PUNJAB

...RESPONDENT

CORAM: HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Mr. Inderjit Sharma, Advocate
for the petitioner.

Mr. Bhupender Benipal, AAG, Punjab.

Mr. Ankit Joshi, Advocate for the compainant.

MANOJ BAJAJ, J.(ORAL)

By filing the present petition under Section 438 of the Code of Criminal Procedure, the petitioner has sought anticipatory bail in FIR No.0045 dated 15.03.2018 registered under Section 420 of the IPC, 1860 at Police Station Sangat, District Bathinda.

On 07.12.2018, this Court had passed the following order:-

"Learned counsel contends that the FIR is founded on the allegations which are subject matter of a criminal complaint already filed by the complainant, namely, Pritpal Singh for the offence punishable under Section 138 of Negotiable Instruments Act, 1881 for dishonour of the cheque. He further contends that in the facts and circumstances the custodial interrogation of the petitioner may not be required.

Notice of motion for 04.02.2019.

Meanwhile, the petitioner shall join the investigation and would come present as and when called for and in the event of arrest, the petitioner shall be admitted to interim bail on his furnishing personal and surety bonds to the satisfaction of Arresting/Investigating Officer. The petitioner shall also abide by the conditions as specified under Section 438 (2) Cr.P.C."

Learned counsel for the petitioner contends that in pursuance of the order dated 07.12.2018, the petitioner has joined the investigation.

Learned State counsel on instructions from ASI Arjan Singh submits that the petitioner has joined the investigation and they are not required for custodial interrogation.

In view of the above, the interim bail granted by this Court vide order dated 07.12.2018, is made absolute.

The petition stands allowed.

February 04, 2019
Poonam Sharma

(MANOJ BAJAJ)
JUDGE

Whether speaking/reasoned

Yes/No

Whether Reportable

Yes/No