

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

**CRM-M-18723-2020**

**Date of Decision 24.8.2020**

Dharminder Mandal

.....Petitioner

Versus

State of Punjab

..... Respondent

**CORAM: HON'BLE MR.JUSTICE ARUN PALLI, JUDGE**

Present : Mr. Vijay Kumar, Advocate,  
for the petitioner.

Mr. H.S. Sitta, AAG, Punjab.

(The aforesaid presence is being recorded through video conferencing since the proceedings are being conducted in virtual Court).

**ARUN PALLI, J. (Oral):**

The petitioner prays for an anticipatory bail under Section 438 of the Code of Criminal Procedure, in FIR No. 59 dated 26.4.2020, under Sections 420/188 of the Indian Penal Code, registered at Police Station Model Town, District Police Commissionerate Ludhiana.

Vide order dated July 15, 2020, a Coordinate Bench of this Court had granted ad interim bail to the petitioner:-

***Learned counsel for the petitioner submits that the learned Additional Sessions Judge, Ludhiana vide order dated 30.06.2020 (Annexure P-5) afforded interim protection to the petitioner while directing him to join investigation. However, the same was not conveyed to the petitioner due to which he could not join investigation. It is contended that learned Additional Sessions Judge, Ludhiana on 07.07.2020 wrongly dismissed the petitioner's bail application, even though the entire facts and circumstances were brought to his notice. The petitioner, it is submitted, is ready and willing to join investigation and he is not involved in any other criminal case.***

***Notice of motion.***

AMIT KUMAR  
2020.08.24 17:03  
I attest to the accuracy and  
authenticity of this document

*Mr. Bhupender Beniwal, Asst. A.G., Punjab, accepts notice on behalf of the respondent-State. Advance copy of the paper book has been supplied to him.*

*At request of learned counsel for the State, adjourned to 24.08.2020.*

*In the meanwhile, petitioner to join investigation on 17.07.2020 at 11:00 A.M. In the event of his arrest, the petitioner shall be released on bail to the satisfaction of Investigating Officer. Petitioner shall comply with the conditions stipulated in Section 438(2) Cr.P.C.”*

Mr. H.S. Sitta, learned Assistant Advocate General, Punjab, on instructions from ASI Harbhol Singh, Police Station Model Town, submits that petitioner has since joined the investigation on 17.7.2020, and his custodial interrogation is not required.

In the wake of the statement made by learned State Counsel and the fact that the petitioner has joined the investigation, the order dated July 15, 2020, granting ad interim bail to the petitioner, is made absolute.

However, the petitioner shall abide by the conditions stipulated under Section 438(2) Cr.P.C., and shall join the investigation as and when called upon to do so.

The petition stands disposed of, accordingly.

**(ARUN PALLI)**  
**JUDGE**

24.8.2020  
AK Sharma

|                           |     |
|---------------------------|-----|
| Whether speaking/reasoned | Yes |
| Whether reportable        | No  |