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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-20241-2020
Date of decision: 24.07.2020

Nachhattar Singh

.....Petitioner

V/s.

State of Punjab

.....Respondent

CORAM: - HON'BLE MR. JUSTICE SANJAY KUMAR

Present: Mr. B.S. Aulakh, Advocate,
for the petitioner.

Mr. M.S. Dullat, Additional Advocate General, Punjab.

Sanjay Kumar, J.

The petitioner is one of the accused in FIR No. 138 dated 16.06.2020 on the file of Police Station Lambi, District Sri Muktsar Sahib, registered under Sections 420 and 120-B IPC. By way of this petition, he seeks grant of anticipatory bail.

The petitioner was granted interim bail by the jurisdictional Sessions Court on 08.07.2020 requiring him to join investigation on or before 13.07.2020. He however failed to do so. The jurisdictional Sessions Court thereupon inferred that the petitioner was not ready to co-operate with the investigation and accordingly vacated the earlier order dated 08.07.2020. Further, the bail application of the petitioner itself came to be dismissed.

Mr. B.S. Aulakh, learned counsel for the petitioner, would state that the petitioner could not join the investigation as he could not secure a copy of the order dated 08.07.2020 and that was the reason for his failure to abide by the condition imposed. Learned counsel would further point that the other accused in this case joined the investigation after interim relief was granted to them and were then granted anticipatory bail.

This Court is of the opinion that one more opportunity may be given to the petitioner as he is identically situated with the co-accused.

The petition is accordingly allowed. The petitioner shall forthwith join the investigation in FIR No. 138 dated 16.06.2020 on the file of Police Station Lambi, District Sri Muktsar Sahib. Thereafter, in the event of his arrest in the said case, the petitioner shall be released on bail upon furnishing a personal bond for a sum of Rs. 20,000/- along with two sureties for a like sum each to the satisfaction of the Investigating/Arresting Officer. The petitioner shall also abide by the conditions stipulated in Section 438(2) Cr.P.C.

(SANJAY KUMAR)
JUDGE

24.07.2020

rakesh

whether speaking/non speaking

: Yes/no

whether reportable/non reportable

: Yes/no