

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

CRM-M-21115 of 2020.

Decided on:- August 04, 2020.

Nitish.

.....Petitioner.

Versus

State of Punjab.

.....Respondent.

CORAM: HON'BLE MR. JUSTICE HARI PAL VERMA.

Present:- Mr. Aman Dhir, Advocate
for the petitioner.

Mr. Venu Gopal Jauhar, Sr. D.A.G., Punjab.

HARI PAL VERMA, J. (Oral)

The matter has been taken up for hearing through video conferencing due to outbreak of COVID-19.

The petitioner has filed the present petition under Section 438 Cr.P.C. for grant of anticipatory bail in FIR No.28 dated 25.02.2020 under Sections 420 and 120-B IPC as well as Section 13-A of the Punjab Gambling Act, 1867 registered at Police Station City Jalalabad, District Fazilka.

On 30.07.2020, while issuing notice of motion in the case, this Court had passed the following order:

“The matter has been taken up for hearing through video conferencing due to outbreak of COVID-19.

Learned counsel for the petitioner relies upon order dated 20.03.2020 passed in CRM-M-11821-2020 titled as Neeraj Watts Versus State of Punjab.

Notice of motion for 04.08.2020.

To be heard along with CRM-M-11821-2020.

Meanwhile, till the next date of hearing, arrest of the petitioner shall remain stayed.”

Learned counsel for the petitioner submits that though no such direction was issued to the petitioner to join the investigation, but during the course of investigation qua the co-accused, the petitioner has also joined the investigation.

Learned State counsel does not dispute the aforesaid fact and states that the custodial interrogation of the petitioner is not required at this stage. He further states that there is no other case against the petitioner.

I have heard learned counsel for the parties.

Since the petitioner has joined the investigation and his custodial interrogation is no more required, the present petition is allowed and the order dated 30.07.2020, whereby arrest of the petitioner was stayed by this Court, is made absolute.

However, in case the petitioner is required in the case in any manner, a clear 10 days notice shall be served upon him.

August 04, 2020
Yag Dutt

(HARI PAL VERMA)
JUDGE

Whether speaking/reasoned: Yes

Whether Reportable: No