

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

CRM-M-22702-2020
Date of decision: 18.11.2020

Naveen Gaura

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present:- Mr. Krishan Singh, Advocate
for the petitioner.

Mr. Deepak Kumar Grewal, DAG, Haryana.

ARVIND SINGH SANGWAN, J. (Oral)

The petitioner prays for grant of anticipatory bail in FIR No. 1383 dated 19.11.2018, registered under Sections 174-A IPC at Police Station City Jagadhri, District Yamuna Nagar.

On 21.08.2020, the following order was passed:

“Inter alia submits that default committed on account of non-appearance on 23.11.2019, was inadvertent. The petitioner is appearing regularly in the complaint under Section 138 of the Negotiable Instruments Act, 1881 and was under the impression that proceedings in the case registered on account of the present FIR, had concluded upon passing of order dated 19.10.2019 in CRM-M-28220-2019.

Notice of motion.

Mr. Munish Sharma, AAG, Haryana, accepts notice on behalf of the respondent-State and waives service.

Adjourned to 18.11.2020.

In the meantime, the petitioner is directed to join investigation with the Investigating Officer on 7.9.2020 at

10.00 a.m. and cooperate therewith. In the event of his arrest, he shall be released on interim bail to the satisfaction of the Investigating Officer/SHO concerned subject to his compliance of the conditions enshrined under Section 438(2) Cr.P.C.”

Learned counsel for the petitioner submits that the petitioner, in pursuance to the order dated 21.08.2020, has already appeared before trial Court and has been released on regular bail on furnishing bail/surety bonds. A copy of the order passed by the ACJM, Jagadhri, in this regard, has also been placed on record.

Learned State counsel has not disputed the factual position.

In view of the above, the present petition is allowed and order dated 21.08.2020, is made absolute subject to the conditions envisaged under Section 438(2) Cr.P.C.

18.11.2020

Waseem Ansari

**(ARVIND SINGH SANGWAN)
JUDGE**

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No