

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

204

**CRM-M No.31259 of 2019
Date of Decision: 16.1.2020**

HARVARINDER SINGH

.....Petitioner

Vs

STATE OF PUNJAB

.....Respondent

CORAM: *HON'BLE MR. JUSTICE RAJ MOHAN SINGH*

Present: Mr.Naresh Kumar, Advocate for
Mr.K.S.Dadwal, Advocate
for the petitioner.

Mr.Ramandeep Sandhu, Sr.DAG, Punjab.

RAJ MOHAN SINGH, J.(Oral)

The petitioner seeks grant of anticipatory bail in case bearing FIR No. 149 dated 13.8.2017 registered under Sections 409, 420 and 120-B IPC and Section 13 (1) (d) read with Section 13 (2) of the Prevention of Corruption Act at Police Station Samana District Patiala.

Initially the FIR No.149 dated 13.8.2017 was registered for the offences under Sections 409, 420 and 120-B IPC and the petitioner was granted pre-arrest bail. Subsequently, the offence under Section 13 (1) (d) read with Section 13 (2) of the Prevention of Corruption Act was added.

For the enhanced culpability, the petitioner seeks

anticipatory bail.

On 13.8.2019, while issuing notice of motion, the following order was passed:-

“Present petition under Section 438 Cr.P.C. for seeking pre-arrest bail to the petitioner, namely Harvarinder Singh in case bearing FIR No. 149 dated 13.8.2017, registered under Section(s) 409, 420 and 120-B IPC and Section 13 (1) (d) read with Section 13 (2) of the Prevention of Corruption Act, 1988 at Police Station Samana, District Patiala.

The matter in controversy that petitioner was granted pre-arrest bail in case FIR No.149 dated 13.8.2017, registered under Sections 409, 420 and 120-B IPC by this Court vide order dated 4.5.2018. Subsequently, Section 13 (1) (d) read with Section 13 (2) of the Prevention of Corruption Act , 1988 was added in the said FIR and petitioner has sought relief of pre-arrest bail thereunder as well.

Notice of motion for 23.9.2019.

Meanwhile, arrest of the petitioner shall remain stayed in the present case.”

In the aforesaid position, it would be just and appropriate to direct the petitioner to appear before the

Investigating Officer on 22.1.2020 at 11:00 AM. and in the event of his arrest, he shall be released on bail on his furnishing bail bonds to the satisfaction of SHO/Investigating Agency subject to the following conditions as envisaged under Section 438(2) Cr.P.C:-

(i) that the petitioner shall make himself available for interrogation before the Investigating Officer as and when required;

(ii) that the petitioner shall not, directly or indirectly, make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the Court or to any police officer;

(iii) that the petitioner shall not leave the country, without prior permission of the Court and shall surrender his passport, if any.

Petition stands disposed of accordingly.

January 16, 2020
anita

(RAJ MOHAN SINGH)
JUDGE

Whether speaking/reasoned Yes/No

Whether reportable Yes/No