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

**CRM-M-1718-2020
Date of decision-05.08.2021**

JAI RAM**...Petitioner**

Vs.

STATE OF PUNJAB**...Respondent****CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ**

Present: Mr. Deepak Verma, Advocate
for the petitioner.

Mr. Ramandeep Singh Sandhu, Sr. DAG, Punjab.

MANOJ BAJAJ, J. (ORAL)

This petition has been filed by the petitioner under Section 438 Code of Criminal Procedure for grant of anticipatory bail in case FIR No.117 dated 21.11.2019 under Sections 406 & 420 Indian Penal Code, 1860 & under Section 13 Punjab Travel Professionals (Regulation) Act, 2014, registered at Police Station Sadar Banga District SBS Nagar, Punjab. The petitioner apprehended his arrest at the hands of Police, in the above FIR.

Learned counsel for the petitioner has invited the attention of the Court to the order dated 16.01.2020, whereby, while issuing notice of motion to respondent-State, the interim protection was extended to the petitioner. The said order reads as under:-

“Learned counsel for the petitioner contends that the allegations were made against three persons, namely, Balvir Kaur, Jaspal Singh and Sumit and as per the same, a sum of ₹ 6,50,000/- was paid by the

complainant for sending his son abroad. It is pointed out that the petitioner allegedly issued a cheque on behalf of those three persons, however, the same was bounced and a complaint against him under Section 138 of the Negotiable Instruments Act, 1881 is pending. He submits that in the given facts of the case, custodial interrogation may not be necessary.

Notice of motion for 21.05.2020.

Meanwhile, the petitioner shall join the investigation and would come present as and when called for and in the event of arrest, the petitioner shall be admitted to interim bail on his furnishing personal and surety bonds to the satisfaction of Arresting/Investigating Officer. The petitioner shall also abide by the conditions as specified under Section 438(2) Cr.P.C.”

Learned counsel for the petitioner further contends that in deference to the said order, the petitioner submitted himself before the Police and joined the investigation. According to him, the petitioner cooperated with the Police Authorities during the investigation and furnished requisite bonds to the satisfaction of the Investigating Officer/Arresting Officer.

Learned State counsel who is assisted by SI Hussan Lal does not dispute this fact that the petitioner has joined the investigation and he is not required for custodial interrogation for the time being. Learned State counsel further states that the challan has also been presented in the Court.

Considering the above, the petition is allowed and the interim bail granted by this Court vide order dated 16.01.2020 is made absolute.

(MANOJ BAJAJ)
JUDGE

05.08.2021

Vipin kumar

Whether speaking/reasoned :	Yes	No
Whether Reportable :	Yes	No