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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-12154-2021

Date of Decision: 26.11.2021

Sukhchain Singh

.. Petitioner

Vs.

State of Punjab

..Respondent

CORAM: HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Mr. Sanjeev Kumar, Advocate for
Mr. J.S. Dadwal, Advocate for the petitioner.

Mr. Ramdeep Partap Singh, DAG, Punjab.

Mr. Harnek Singh, Advocate
for the complainant.

...

Manoj Bajaj, J. (Oral)

Petitioner has filed this petition under Section 438 Code of Criminal Procedure for grant of anticipatory bail in a case FIR No.0038 dated 20.02.2021 under Sections 406, 420 and 120-B IPC, registered at Police Station Dehlon, District Ludhiana.

On 10.09.2021, the following order was passed by this Court:

“Notice of motion was issued on 17.03.2021 after noticing some incriminating facts and arrest of the petitioner was also stayed.

For the reasons recorded in the order dated 17.03.2021, it would be just and appropriate to direct the petitioner to appear before the SHO/Investigating Officer to join investigation on 16.09.2021 at 11:00 A.M. and in the event of his arrest, he shall be enlarged on interim bail, subject to his furnishing requisite bail bonds/surety bonds to the satisfaction of Arresting Officer. However, petitioner shall abide by the conditions as envisaged under Section 438(2) Cr.P.C.

Nothing expressed hereinabove shall be construed to be an opinion on the merits of the case. The case shall be decided on merits on the adjourned date.”

Learned State counsel, on instructions from ASI Hardev Singh, states that specific date and time was given to the petitioner to join the investigation, but the needful was not done and till date, the petitioner has not joined the investigation.

Learned counsel for the petitioner has neither refuted the stand of the learned counsel for State nor has furnished sufficient explanation for non-compliance of the order dated 10.09.2021.

Resultantly, the petition is dismissed.

26.11.2021
Jasmine Kaur

(MANOJ BAJAJ)
JUDGE

Whether speaking/reasoned	Yes	No
Whether reportable	Yes	No