

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

SR. No.202

CRM-M- 12169-2021

Date of Decision:07.12.2021

Harpreet Singh @ Harry Sekhon

...Petitioner

Versus

State of Punjab

...Respondents

CORAM: HON'BLE MR. JUSTICE SANT PARKASH

Present: None for the petitioner.

Mr. Tanvir Joshi, AAG, Punjab.

[The aforesaid presence is being recorded through video conferencing since the proceedings are being conducted in virtual court.]

SANT PARKASH, J.

Petitioner prays for grant of pre-arrest bail in FIR No.150 dated 18.11.2020 registered under Sections 61, 78(2) of the Punjab Excise Act, 1914 at Police Station Dehlon, District Police Commissionerate, Ludhiana.

On 13.09.2021, the following order was passed by this Court:-

“The case has been taken up for hearing through video conferencing.

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 20.09.2021 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 in the merits of the case. The case shall be decided on the merits on the adjourned date.

List on 29.11.2021.”

Learned counsel for the State submits that in compliance of the said order dated 13.09.2021, the petitioner has not joined the investigation and the present petition is liable to be dismissed.

The petitioner has not joined the investigation and neither is there any representation on behalf of him. Thus, this Court is of the view that the petitioner does not deserve the concession of anticipatory bail. The interim relief granted vide order dated 13.09.2021 is vacated. Accordingly, the present petition is dismissed.

07.12.2021
mks

(SANT PARKASH)
JUDGE

Whether Speaking/Reasoned: YES / NO
Whether Reportable: YES / NO