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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-13349-2021 (O&M)
Date of decision-22.07.2021

PRABHJEET SINGH @ SHELLY
Vs.

...Petitioner

STATE OF HARYANA

...Respondent

CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Mr. Gorav Kathuria, Advocate
for the petitioner.

Mr. Sukhdeep Parmar, DAG, Haryana.

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.450 dated 02.10.2020 under Sections 420, 467, 468, 471 & 120-B of Indian Penal Code, 1860 & under Section 12(I)B of Passport Act, registered at Police Station City Tohana, District Fatehabad. 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 19.04.2021, whereby, the interim protection was extended to the petitioner. The said order reads as under:-

*“On 23.03.2021, the following order was passed:-
“Learned counsel for the petitioner contends that in case FIR No.360 dated 20.08.2020 registered under Sections 420, 467, 468, 471, 474 and 120-B IPC, 1860 and Section 12(1) (B) of Passport Act, 1967 at Police Station City Tohana (Annexure P-2), the petitioner is already in custody w.e.f.26.10.2020. According to him, in the impugned FIR No.450 dated*

02.10.2020 registered under Sections 420, 467, 468, 471 and 120-B IPC and Section 12(1) Passport Act, 1967 at Police Station City Tohana (Annexure P-1), the petitioner has been falsely indicted on similar allegations. It is pointed out by him that presently petitioner is under treatment at Guru Nanak Dev Hospital, Amritsar and his application for grant of regular bail in case FIR No.360 is fixed for 01.04.2021.

Notice of motion for 19.04.2021.”

“Learned counsel for the petitioner has pointed out that the petitioner has been released on regular bail in case FIR No.360 dated 20.08.2020 and the allegations levelled in the present FIR, i.e., 450 dated 02.10.2020 are similar, which are contained in the first FIR. He submits that the petitioner is willing to join the investigation.

Adjourned to 22.07.2021.

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 Inspector Inderjeet does not dispute this fact that the petitioner has joined the investigation and he is not required for custodial interrogation for the time being.

Considering the above, the petition is allowed and the interim bail granted by this Court vide order dated 19.04.2021 is made absolute.

(MANOJ BAJAJ)
JUDGE

22.07.2021

Vipin kumar

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