

202-A

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-17275-2021 (O&M)

Date of Decision: 02.12.2021

Manish Jakhar

.. Petitioner

Vs.

State of Haryana

..Respondent

CORAM: HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: None for the petitioner.

Mr. Sukhdeep Parmar, DAG, Haryana.

...

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.67 dated 02.02.2019 registered under 166, 218, 420, 447, 465, 467, 468 and 120-B IPC at Police Station Samalkha, District Panipat. The petitioner apprehended his arrest at the hands of Police, in the above FIR.

On 23.04.2021, the following order was passed by this Court:

“Learned counsel submits that this Court has already granted interim pre-arrest bail to similarly situated co-accused Anil Kumar vide order dated 18.09.2020 (Annexure P-7). He further contends that this Court had issued directions regarding constitution of Special Investigation Team for investigation to verify the genuineness of the authority letter. According to him, the case of the prosecution is based on documentary material, therefore, the custodial interrogation of the petitioner may not be necessary.

Notice of motion for 13.07.2021.

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.

To be heard along with CRM-M-27456-2020.”

Learned State counsel on instructions from ASI Rajesh Kumar has

stated that the petitioner has not joined the investigation.

The concession of interim pre-arrest bail was extended to the petitioner vide order dated 23.04.2021 with a specific direction to join the investigation. Vide order dated 13.07.2021, the petitioner was again directed to join the investigation as and when called by the police, but neither the petitioner has complied with the said directions nor any satisfactory explanation has been furnished.

Resultantly no case is made out for granting the concession of pre-arrest bail to the petitioner.

Dismissed.

02.12.2021
Jasmine Kaur

(MANOJ BAJAJ)
JUDGE

Whether speaking/reasoned	Yes	No
Whether reportable	Yes	No