

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

202-1

**CRM-M-21791-2020
Date of Decision:05.07.2021**

YADWINDER DUTT

...PETITIONER

VERSUS

STATE OF PUNJAB

...RESPONDENT

CORAM: HON'BLE MR. JUSTICE SUVIR SEHGAL

Present: Mr. Ankush Singla, Advocate
for the petitioner.

Mr. H.S. Multani, AAG, Punjab.

Mr. Binderjit Singh, Advocate
for the complainant.

SUVIR SEHGAL, J.(ORAL)

The Court has been convened through video conferencing due to Covid-19 pandemic.

Through the instant petition under Section 438 of Code of Criminal Procedure, 1973, the petitioner seeks anticipatory bail in case FIR No.124 dated 16.07.2020, registered under Sections 420 and 120-B IPC, 1860, at Police Station Kotwali Bathinda, District Bathinda.

Reply on behalf of the complainant has been filed, which is taken on record.

Counsel representing the complainant submits that the petitioner has been involved in a similar type of offence at an earlier occasion also.

On 06.08.2020, this Court had passed the following order:-

“Inter-alia contends that a complaint under Section 138 of Negotiable Instruments Act has already been filed by main accused- Bhushan Kumar against the complainant and the same is pending for 27.08.2020.

Notice of motion for 26.10.2020.

Mr. Gaurav Garg Dhuriwala, Sr. DAG, Punjab accepts notice on behalf of the respondent.

Mr. Binderjit Singh, Advocate has put in appearance on behalf of the complainant.

In the meanwhile, the petitioner will join the investigation before the Investigating Officer. In the event of his arrest, the Arresting Officer would admit him to interim bail in the present case till the next date of hearing on his furnishing adequate bail and surety bonds to his satisfaction. The petitioner is also directed to abide by all the conditions as envisaged under Section 438(2) Cr.P.C.”

Learned State counsel on instructions from ASI Gurmukh Singh, states that the petitioner has joined the investigation and he is no longer required for custodial interrogation.

In view of the said facts, without commenting on the merits of the case, the present petition is allowed and the order dated 06.08.2020 granting interim bail to the petitioner is made absolute, subject to the conditions laid down in Section 438(2) of the Code of Criminal Procedure.

05.07.2021
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(SUVIR SEHGAL)
JUDGE

Whether Speaking/Reasoned	Yes/No
Whether Reportable	Yes/No