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

CRM-M-33493-2021

Date of Decision: 25.08.2021

Jagram

..... Petitioner

Versus

State of Haryana

..... Respondent

CORAM: HON'BLE MR. JUSTICE SUDIP AHLUWALIA

Present: Mr. Saleem Ahmed, Advocate,
for the petitioner.

SUDIP AHLUWALIA, J. (ORAL)

The present petition has been filed under Section 438 of the Code of Criminal Procedure by the petitioner, seeking anticipatory bail in case FIR No.0167 dated 19.04.2021, under Section 379 of the IPC and Sections 21/4 of the Mines and Minerals Act, registered at Police Station Dabua, Faridabad.

2. Notice of motion.

3. On the asking of the Court, Mr. Anmol Malik, DAG, Haryana accepts notice on behalf of the State. Let a copy of the Paper-book be supplied to him.

4. The petitioner was originally granted interim anticipatory bail on 04.08.2021 by the Ld. Additional Sessions Judge, Faridabad (Annexure P-2) with a direction to join investigation. He, however, did not present himself to join the investigation, on account of which, his prayer for anticipatory bail was dismissed vide impugned order dated 11.08.2021 (Annexure P-3).

5. Submission of Ld. Counsel for the petitioner is that the

petitioner's failure to report for investigation was not intentional, but that he was prevented from going to the Police Station on account of illness/indisposition.

6. After hearing both sides, the present petition is disposed off after setting aside the impugned order dated 11.08.2021 (Annexure P-3) and directing the petitioner to positively report for investigation before the Investigating Officer at the concerned Police Station on 30.08.2021 at 11:00 A.M., after which, he shall be released on anticipatory bail subject to his furnishing personal and surety bonds to the satisfaction of the Arresting/Investigating Officer. However, he shall then continue to join the investigation as and when called upon to do so and shall abide by the conditions as provided under Section 438(2) Cr.P.C.

25.08.2021

Apurva

**(SUDIP AHLUWALIA)
JUDGE**

1. Whether speaking/reasoned: Yes/No

2. Whether reportable: Yes/No