

201

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

CRM-M No. 47682 of 2019
Date of Decision: 15.07.2021

Nachhattar Singh @ Nashattar Singh

.....Petitioner

Vs

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE RAJ MOHAN SINGH

Present: Mr. D.S. Sobti, Advocate,
for the petitioner.

Mr. Jagmohan Ghumman, D.A.G., Punjab, and
Mr. Sandeep Kumar, D.A.G., Punjab.

RAJ MOHAN SINGH, J.(Oral)

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

Petitioner seeks grant of anticipatory bail under Section 438 Cr.P.C. in case bearing FIR No.216 dated 27.08.2019 registered under Sections 464, 465, 469, 471, 499, 500, 120-B IPC and under Sections 66(A) and 67(A) of the Information Technology Act at Police Station City Muktsar, District Sri Muktsar Sahib.

Allegations are in the context of uploading a video on Facebook page with some recital qua political party. FIR has been registered at the instance of Amit Vinayak with the

allegations that his page of facebook is owned and operated by the petitioner along with others.

On 08.11.2019, following order was passed:-

“Notice of motion for 18.11.2019.

On asking of the Court, Mr. Harbir Sandhu, AAG, Punjab, accepts notice on behalf of the State. Mr. Guninder Singh Brar, Advocate appears for the complainant.

Learned counsel for the petitioner is directed to supply copy of the paper book to the counsel opposite during course of the day.

Meanwhile, in the event of arrest, the petitioner be released on interim bail subject to his furnishing personal bonds and surety to the satisfaction of Arresting/Investigating Officer. However, the petitioner shall 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.

08.11.2019
renu

(RAJBIR SEHRAWAT)
JUDGE ”

Learned counsel for the petitioner submits that the petitioner has joined the investigation in compliance of order dated 08.11.2019 and has facilitated recovery of laptop and

mobile phone.

FSL report is still awaited.

Learned State counsel on instructions from ASI Jagtar Singh admits the factum of joining of the petitioner in the investigation and got recovered the laptop and mobile phone.

Challan has not been presented so far.

In view of above, order dated 08.11.2019 is hereby made absolute.

However, the petitioner shall keep on joining the investigation as and when required to do so by the Investigating Officer and shall abide by the conditions as envisaged under Section 438(2) Cr.P.C.

15.07.2021
Jyoti Sharma

(RAJ MOHAN SINGH)
JUDGE

Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No