

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

**CRM-M-6680-2021 (O&M)
Date of decision : 23.05.2022**

Girish Sharma

...Petitioner

Vs.

State of Punjab

...Respondent

CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: None for the petitioner.

Mr. Sandeep Singh Deol, DAG, Punjab.

MANOJ BAJAJ, J.

Petitioner has approached this Court under Section 438 Code of Criminal Procedure to seek anticipatory bail in case FIR No.222 dated 19.12.2020 under Sections 420, 409, 406, 465, 467, 468, 471 and 120-B Indian Penal Code, 1860 registered at Police Station Samrala, District Ludhiana, who apprehends his arrest at the hands of Police.

On 12.02.2021, this Court had passed the following order:-

“Learned counsel for the petitioner contends that the petitioner did not clear the two cheques in question as the same were cleared by the Cashier and Teller, namely, Harpreet Kaur and Isha Garg respectively; the only negligence on the part of the petitioner was that he tried to call the account holder to verify whether he had issued the cheques in question but as his phone was switched off he cleared the cheques without verifying the same; the above action/ inaction on the part of the petitioner at the most can be termed as negligence but would not attract penal action under the criminal law; there is no other criminal case in which the petitioner is involved and that the petitioner is ready and willing to join investigation as and when called by the investigating agency.

Notice of motion.

Mr.Amit Mehta, Sr.D.A.G. Punjab, accepts notice on behalf of the respondent-State.

For arguments, adjourned to 03.05.2021.

*In the meanwhile subject to the petitioner’s joining investigation as and when called by the investigating agency as also abiding by the other conditions provided under Section 438(2) Cr.P.C, in the event of his arrest in FIR No.222, dated 19.12.2020, registered under Sections 420, 409, 406, 465, 467, 468, 471, 120-B IPC at Police Station Samrala, District Ludhiana, he shall be released on ad interim anticipatory bail to the satisfaction of the Arresting Officer.
Before the adjourned date the State shall file a status report in response to the above averments made on behalf of the petitioner.”*

Learned State counsel who is instructed by ASI Pal Ram states that indeed the petitioner has joined the investigation and is not required for custodial interrogation for the time being.

Considering above, the petition is allowed and the interim bail granted by this Court vide order dated 12.02.2021 is made absolute.

(MANOJ BAJAJ)
JUDGE

23.05.2022
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Whether speaking/reasoned :	Yes	No
Whether Reportable :	Yes	No