

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

209

CRM-M-9353 of 2022

DECIDED ON: 22nd March, 2022

Devinder Singh

.....PETITIONER

VERSUS

State of Punjab and others

.....RESPONDENTS

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN.

Present: Mr. H.C. Arora, Advocate with
Ms. Sunaina and Mr. Shubham, Advocates for petitioner.

Mr. Amit Mehta, Sr. DAG Punjab.

Mr. R.S. Karar, Advocate for respondent No.5.

AVNEESH JHINGAN, J (ORAL)

This petition under Section 438 Cr.P.C. is filed seeking anticipatory bail in case of FIR No.5 dated 13.1.2022, under Sections 420, 465, 468, 506 and 120-B IPC, registered at Police Station Jaito.

Petitioner was issued notice under Section 41-A Cr.P.C., instead of joining investigation, the petitioner approached the Sessions Court under Section 438 Cr.P.C. The petition was dismissed as not sustainable. Hence, the present petition.

Reply filed by the State is taken on record.

Learned State counsel, on instructions from ASI Dharam Singh, is not in a position to dispute the fact that as on date only notice under Section 41-A Cr.P.C. has been served. He further submits that in case the petitioner is to be arrested, seven days prior notice would be issued.

In view of statement made, no further orders are called for.

The petition is disposed of.

**(AVNEESH JHINGAN)
JUDGE**

22nd March, 2022

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