

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

CRM-M-11124-2022
Date of decision: 05.12.2022

Parveen Kumar

...Petitioner

Versus

State of Haryana and another

...Respondents

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present:- Mr. Bhavdeep Singh Mamli, Advocate,
for the petitioner.

Mr. Rupinder Singh Jhand, Additional AG Haryana.

HARNARESH SINGH GILL, J. (ORAL)

Through this petition, the petitioner seeks anticipatory bail in case bearing FIR No.63 dated 03.02.2022, registered at Police Station Rania, District Sirsa, under Section 420 IPC.

As per the office report, notice could not be issued to respondent No.2 for want of process fee.

Vide order dated 16.03.2022 passed by a Coordinate Bench, the petitioner was directed to join investigation and was granted interim bail to the satisfaction of the Investigating Officer/Arresting Officer, subject to the conditions as envisaged in Section 438(2) Cr.P.C.

Learned State counsel, on instructions from ASI Maninder Singh, submits that despite availing of two effective opportunities, the petitioner has not joined investigation and, thus, has failed to comply with the directions contained in the order dated 16.03.2022.

If an accused wilfully flouts the order of the Court, then he cannot expect any equitable relief from the court and he must be made to bear the consequences of his action. After having obtained a conditional order, the petitioner cannot be allowed to sleep over its compliance. If such a course is allowed, every accused will ignore the directions/orders issued by the Court and when caught out, he would throw himself at the mercy of the court.

In my view, in cases like this, the petitioner-accused in default must not be allowed to enjoy the benefits of his action.

Therefore, finding no merit in the present petition, the same is dismissed.

05.12.2022

parveen kumar

(HARNARESH SINGH GILL)
JUDGE

Whether reasoned/speaking?
Whether reportable?

Yes/No
Yes/No