

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M-12985 of 2022

Decided on: 29th March, 2022

Devender Kumar

Petitioner

Versus

State of Punjab

Respondent

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN

Present: Mr. P. S. Ahluwalia, Advocate for the petitioner.
Mr. Amit Mehta, Senior DAG, Punjab.

AVNEESH JHINGAN, J (Oral):

The petitioner is before this Court seeking anticipatory bail in FIR No. 12 dated 16.5.2018, under Sections 7, 8 and 13(2) of the Prevention of Corruption Act, 1988 read with Section 120-B IPC, registered at Police Station Vigilance Bureau, Patiala.

The first petition for anticipatory bail was dismissed by Sessions Court vide order dated 7.9.2021. Thereafter, second petition for anticipatory bail was moved which was dismissed by the impugned order dated 25.10.2021.

Now the present petition has been filed against dismissal of the first order.

Learned counsel for the State appearing on advance notice, on instructions from Inspector-Harvinder Singh, submits that custody of the petitioner is not required as nothing is to be recovered and State is not opposing the prayer, rather only seek direction of the court that the petitioner should join investigation.

In view of the statement made by learned counsel for the State, the petitioner is granted interim bail subject to his joining investigation within a week. In the event of arrest, he shall be released on bail subject to his furnishing adequate bail bonds to the satisfaction of the Investigating Officer. He is directed to join the investigation as and when called for. He shall abide by the conditions as envisaged under Section 438(2) Cr.P.C.

The petition is allowed.

In case of failure of petitioner to join the investigation, the State would be at liberty to file an application for re-calling of this order.

[AVNEESH JHINGAN]
JUDGE

29th March, 2022
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| 1. Whether speaking/ reasoned | : | Yes /No |
| 2. Whether reportable | : | Yes /No |