

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

203

CRM-M-17254-2022
Decided on :06.07.2022

Deepak Nanda

. . . Petitioner

Versus

State of Punjab

. . . Respondent

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

PRESENT: Mr. Ramdeep Partap Singh, Advocate
for the petitioner.

Mr. Sukhbeer Singh, AAG, Punjab.

VIKAS BAHL, J. (Oral)

This is a petition for grant of anticipatory bail to the petitioner in FIR No. 198 dated 20.08.2021 registered under Sections 420, 465, 467, 468, 471 and 120-B of the Indian Penal Code, 1860 registered at Police Station Sadar Amritsar, District Police Commissionerate Amritsar.

On 27.04.2022, this Court was pleased to pass the following order:-

“Learned counsel for the petitioner inter alia contends that the petitioner was not named in the FIR and the FIR was only against his wife and it is his wife who is the proprietor of the Jeevan Jot Hospital, Fatehgarh Near Bye Pass Amritsar and the petitioner is not the proprietor of the said Hospital. It is further submitted that wife of the petitioner has already been granted the concession of anticipatory bail by this Court vide order dated 29.03.2022. It is contended that a perusal of the said order would show that wife of the petitioner had submitted several documents and had even stated that in case, the Investigating Officer wanted any additional document, then the said wife of the

petitioner was willing to provide the Investigating Officer full access to the hospital facilities, records, computers, hard drives, pen drives etc. and it was also submitted in affidavit that the Investigating Officer is free to take statement of any of the hospital Staff. It is further contended that the petitioner has been roped in the case only on account of being the husband of the said Dr. Ranju Nanda and the petitioner has been arrayed as an accused person after a delay of 6½ months, from the date of registration of the FIR vide DDR dated 09.03.2022, in which also, no incriminating fact has been mentioned against the petitioner.

Notice of motion.

On asking of the Court, Mr. Sarabjit S. Cheema, AAG, Punjab, appears and accepts notice on behalf of State of Punjab and seeks time to get instructions.

Adjourned to 06.07.2022.

In the meantime, in the event of arrest, the petitioner shall 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. ”

Learned counsel for the petitioner has submitted that in pursuance of the above order, the petitioner has joined the investigation.

Learned counsel for the State, on instructions from SI Jaswant Singh, has submitted that the petitioner has joined the investigation on 18.05.2022 and 27.05.2022 and is not required for any further custodial interrogation.

Keeping in view the abovesaid facts and circumstances

moreso, the facts which have been noticed in abovesaid order dated 27.04.2022 and also the fact that the petitioner has joined the investigation and is not required for further custodial interrogation, the present petition is allowed and the interim order dated 27.04.2022 is ordered to be made absolute.

However, nothing stated above shall be construed as an expression of opinion on the merits of the case and the trial would proceed independently of the observations made in the present case which are only for the purpose of adjudicating the present bail application.

(VIKAS BAHL)
JUDGE

July 6th,2022
Mehak

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