

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CRM-M-20844-2021

Date of decision : 24.03.2022

Harinder Pal Singh

... Petitioner

Versus

State of Haryana and another

... Respondents

CORAM: HON'BLE MR.JUSTICE VIKAS BAHL

Present: Mr.Karan Bhardwaj, Advocate
for the petitioner.

Mr.Praveen Bhadu, AAG, Haryana.

(Through Video Conferencing)

VIKAS BAHL, J.(ORAL)

This is a petition under Section 438 Cr.P.C. for grant of anticipatory bail to the petitioner in FIR no.143 dated 16.03.2021 registered under Section 174-A IPC at Police Station Hisar City, District Hisar.

On 25.05.2021, a coordinate Bench of this Court was pleased to pass the following order:-

“Prayer in this petition is for grant of anticipatory bail to the petitioner in case FIR No.143 dated 16.03.2021 lodged under Section 174-A of the Indian Penal Code, 1860 registered at Police Station Hisar City, District Hisar, Haryana.

Learned counsel for the petitioner inter alia contends that the FIR in question emanates from a complaint-case registered against the petitioner under Section 138 of the Negotiable Instruments Act, 1881. It has been submitted that the petitioner had been regularly appearing before the Court below. However, on 19.01.2019, the petitioner was declared a proclaimed person since he had not appeared before the Court below. However, subsequently on 11.03.2019, the petitioner put in an appearance

before the concerned Court and thereafter, approached this Court by way of a petition bearing No. CRM-M-14128-2021 for quashing of the complaint case registered under Section 138 of the Negotiable Instruments Act, 1881. It has been submitted that this Court has since been stayed the passing of the final order in the said petition.

*In support of his submissions, learned counsel for the petitioner has placed reliance upon **Deeksha Puri Vs State of Haryana**; 2013 (1) RCR Criminal 159.*

Notice of motion returnable.

On the asking of Court, Ms. Tanushree Gupta, DAG, Haryana accepts notice on behalf of the respondent-State.

Meanwhile, petitioner is directed to join the investigation as and when required by the investigating officer. In the event of his arrest, he shall be admitted to interim bail on his furnishing bail bonds to the satisfaction of the Arresting/Investigating Officer. The petitioner shall abide by the terms and conditions as envisaged under Section 438(2) Code of Criminal Procedure, 1973.

Adjourned to 14.09.2021.

May 25, 2021

**[MANJARI NEHRU KAUL]
JUDGE”**

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

Learned State counsel, on instructions from ASI Munish, has submitted that the petitioner has joined investigation and is not required for further investigation.

Keeping in view the above said facts and circumstances moreso, the facts which have been noticed in the order dated 25.05.2021, and also the fact that the petitioner has joined the investigation and is not required for further investigation, the present petition is allowed and the interim order dated 25.05.2021 is made absolute.

Nothing stated above shall be construed as an expression of

of the observations made in the present case which are only for the purpose of adjudicating the present bail petition.

(VIKAS BAHL)
JUDGE

March 24, 2022
Davinder Kumar

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