

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

**219**

**CRM-M-30597-2021**

**Date of Decision: 07.01.2022**

**Bakhshish Singh**

....Petitioner.

Versus

**State of Punjab and others**

....Respondents.

**CORAM: HON'BLE MR. JUSTICE LALIT BATRA**

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**Present:** Ms. Damini Aggarwal, Advocate for  
Mr. Vinod Kumar, Advocate for the petitioner.

Mr. Mehardeep Singh, Additional A.G. Punjab.

Mr. Aakash Gupta, Advocate for respondents No.2 and 3 -  
complainant/victim.

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**Lalit Batra, J.(Oral)**

Case has been taken up for hearing through Video Conferencing.

Learned State counsel, on instructions from Sub Inspector Navpreet Kaur, submits that despite repeated orders, petitioner has not joined investigation till date.

Apart from that learned counsel for respondents No.2 and 3 – complainant/victim submits that despite the fact that a specific undertaking was given by the petitioner to refund the entire amount in favour of complainant/victim but no action in that regard has been taken at the instance of petitioner till date.

It is pertinent to mention here that though vide order dated 03.08.2021, petitioner was directed to join investigation on or before 10.11.2021 but he did not comply with the said order. On 10.11.2021, another chance was provided to the petitioner to join investigation but he did not avail that opportunity as well. It appears that petitioner does not want to comply with the terms and conditions as envisaged under Section 438 (2) Cr.P.C. and in this scenario, the present petition is dismissed.

**(LALIT BATRA)  
JUDGE**

**07.01.2022**

*D. Gulati*

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No