

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

**CRM-M-38926-2021
Date of decision: 07.04.2022**

Rahul Dureja

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present:- Mr. Kunwar Rajan, Advocate
for the petitioner.

Mr. Joginder Pal Ratra, DAG, Punjab.

ARVIND SINGH SANGWAN, J. (Oral)

The petitioner prays for grant of anticipatory bail in FIR No.24 dated 17.03.2016 under Sections 420, 468, 471, 120-B IPC registered at Police Station Sadar Sri Muktsar Sahib.

On 21.09.2021, the following order was passed:

“...Learned counsel for the petitioner submits that vide order of even date, operation of order dated 31.05.2018 passed by Additional Chief Judicial Magistrate, Sri Muktsar Sahib has been stayed in CRM-M No.39089 of 2021.

Petitioner along with others was granted anticipatory bail by the Additional Sessions Judge vide order dated 29.04.2016. At a subsequent stage, challan was presented in the absence of the petitioner and the petitioner and other coaccused were declared as proclaimed offenders.

In case of co-accused Balraj Kumar and another, CRM-M No.44000 of 2019 was filed in which anticipatory bail has been confirmed vide order dated

28.11.2019 by recording willingness of the accused to execute the sale deed and face trial.

Notice of motion for 07.12.2021.

In the meanwhile, petitioner is directed to appear before the trial Court on 28.09.2021. In the event of his appearance, he shall be granted interim bail to the satisfaction of the trial Court.”

Learned counsel for the petitioner submits that the petitioner, in pursuance to the order dated 21.09.2021, has already appeared before the trial Court and has been released on interim bail.

Learned counsel for the State, on instructions from the Investigating Officer, has not disputed the factual position.

In view of the above, the present petition is allowed and the order dated 21.09.2021 is made absolute subject to the conditions envisaged under Section 438(2) Cr.P.C.

07.04.2022

Waseem Ansari

**(ARVIND SINGH SANGWAN)
JUDGE**

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No