

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

**CRM-M No.41938 of 2022 (O&M)
Date of decision : 08.12.2022**

Rajbir Singh

..... Petitioner

versus

State of Haryana & anr.

..... Respondents

CORAM : HON'BLE MR.JUSTICE PANKAJ JAIN

Present :- Ms. Suman Sagar, Advocate for
Mr. Jitender Dhanda, Advocate
for the petitioner.

Mr. Sumit Jain, Addl.AG, Haryana.

PANKAJ JAIN, J. (ORAL)

The petitioner has prayed for grant of pre-arrest bail in Complaint No.NACT-851-2020 dated 04.09.2020 (Anneuxre P-1) titled as Vikash Kumar Vs. Rajbir Singh under Section 138 of the Negotiable Instruments Act, 1881.

On 14.09.2022 while issuing notice of motion the following order was passed:-

“Apprehending his arrest in Complaint No. NACT-851-2020 dated 4.9.2022 for offences punishable under Sections 138 of the Negotiable Instruments Act, 1881, the petitioner has preferred this petition under Section 438 Cr. P.C seeking pre-arrest bail.

Learned counsel for the petitioner inter alia contends that the petitioner could not appear as the proceedings under Section 138 of the Negotiable Instruments Act, 1881 were proceeded during the period of pandemic Covid-19. He further submits that the proceedings initiated with respect to the proclamation have been conducted in violation of Chapter VI Cr. P.C. It is submitted that the petitioner is ready to appear before the

trial court to face trial.

Notice of motion.

*On the asking of the Court Mr. Sumit Jain, Addl.AG, Haryana.
who is present in Court accepts notice.*

*In the meantime, the petitioner shall appear before the trial court
on 20.09.2022. On his doing so, the trial court shall release him on
interim bail on his furnishing bail bonds/surety bonds to the satisfaction of
Duty Magistrate/Illaq Magistrate.*

To come up on 08.12.2022.”

Learned counsel for the petitioner submits that pursuant to the
order dated 14.09.2022, the petitioner appeared before the trial Court and
was admitted to bail.

In view of the aforesaid development, no further order is
required to be passed in the present case. The interim order dated
14.09.2022 passed by this Court is made absolute.

This petition stands disposed off.

Needless to say that anything observed herein shall not be
construed to be an opinion on the merits of the case.

**(PANKAJ JAIN)
JUDGE**

08.12.2022
Pooja sharma-I

Whether speaking/reasoned	Yes
Whether Reportable :	No