

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

(105)

CRM-M-52402-2022

Date of decision: - 15.11.2022

Jasminder Singh

....Petitioner

Versus

State of Punjab

.....Respondent

CORAM : HON'BLE MR. JUSTICE VIKAS BAHL

Present:- Mr. Ankit Aggarwal, Advocate
for Mr. Munish Behl, Advocate, for the petitioner.

Mr. Tarun Aggarwal, Sr. D.A.G. Punjab

Mr. Sandeep Gahlawat, Advocate
for Mr. Yashjot Singh Dhaliwal, Advocate
for the complainant.

VIKAS BAHL, J. (ORAL)

This is the first petition under Section 438 of Cr.P.C. for grant of anticipatory bail to the petitioner in case FIR No.95 dated 06.10.2022, under Sections 465, 466, 467, 468, 471, 419, 420 and 120-B IPC, registered at Police Station City Morinda.

Learned counsel for the petitioner has submitted that as per the order dated 28.10.2022 (Annexure P-2), it has been observed by the Additional Sessions Judge, Rupnagar that the present petitioner was not nominated as accused, thus, the bail application was disposed of as having been rendered infructuous.

Learned State counsel, on instructions from ASI Angrej

Singh, has stated that after the passing of the said order and after the further investigation, the petitioner has been nominated as accused on the allegations that the petitioner impersonated as Amandeep Singh.

Learned counsel for the petitioner has submitted that the present petitioner be permitted to withdraw the present petition with liberty to institute a fresh petition before the Additional Sessions Judge, Rupnagar, on account of the said change of circumstance.

In view of the above, the present petition is dismissed as withdrawn, with the aforesaid liberty.

In case any such second bail application for anticipatory bail is filed by the petitioner before the Additional Sessions Judge, Rupnagar, the concerned Court is directed to consider the same independently on its merits, in accordance with law.

November 15, 2022
naresh.k

(VIKAS BAHL)
JUDGE

Whether reasoned/speaking?
Whether reportable?

Yes/No
Yes/No