

AJAY KUMAR SINGH

... PETITIONER

V/S

STATE OF PUNJAB

... RESPONDENT

CORAM: HON'BLE MR. JUSTICE VIVEK PURI

Present: Mr. Paras Khindri, Advocate for
Mr. Harjinder Singh, Advocate for the petitioner.

Ms. Ruchika Sabherwal, DAG Punjab.

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VIVEK PURI, J. (ORAL)

The petitioner is seeking anticipatory bail in the case bearing FIR No. 165 dated 25.06.2021 under Sections 363 and 366 IPC registered at Police Station Maqboolpura, District Amritsar.

This is the second application under Section 438 Cr.P.C. for the anticipatory bail filed on behalf of the petitioner. At the earlier instance, the petitioner had approached this Court seeking anticipatory bail vide CRM-M-3391-2022. The said petition was dismissed in terms of the order dated 08.12.2022 and the following order was passed:-

“The petitioner is seeking anticipatory bail in the case bearing FIR No. 165 dated 25.06.2021 under Sections 363 and 366 IPC registered at Police Station Maqboolpura, District Amritsar.

In terms of the order dated 12.09.2022, interim protection was granted to the petitioner and he was directed to join investigation.

On 24.11.2022, it was submitted by learned State counsel that the petitioner has not joined the investigation in pursuance of the interim directions. However, on that day, none had appeared on behalf of the petitioner and the matter was adjourned for today.

Even today, learned State counsel, on instructions from SI Tarlochan Singh, submits that the petitioner has not joined the investigation in pursuance of interim directions issued by this Court.

Learned counsel for the petitioner has not controverted the aforesaid assertion of the learned State counsel.

The petitioner has failed to join investigation. Interim directions were issued as back as on 12.09.2022. As such, the petitioner is not entitled extraordinary relief of pre-arrest bail.

Dismissed.”

The earlier application for anticipatory bail of the petitioner has been dismissed on account of non-joining of the investigation by the petitioner. In such circumstances, the 2nd anticipatory bail seeking the same relief cannot be termed to be maintainable.

Dismissed.

22.12.2022

Janki

(VIVEK PURI)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No