

209

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-13522-2021 and
CRM-M-13544-2021
DECIDED ON: 10.04.2023

DALVIR SINGH @ PRINCE

.....PETITIONER

VERSUS

STATE OF PUNJAB

.....RESPONDENT

CORAM: HON'BLE MR. JUSTICE SANDEEP MOUDGIL.

Present: None for the petitioner.

Mr. Rajiv Verma, AAG, Punjab.

SANDEEP MOUDGIL, J (ORAL)

This is a petition under Section 438 Cr.P.C. for grant of anticipatory bail to the petitioner in FIR No.59 dated 27.09.2019 under Section 420 of IPC and under Sections 467, 468, 471, 120-B IPC added later on registered at Police Station Airport Amritsar.

This Court while issuing notice of motion on 24.03.2021 granted the interim bail subject to joining investigation as is evident from the order reproduced herein below:-

Case is being taken up for hearing through Video Conferencing due to Covid-19 pandemic. Learned counsel contends that the petitioner has been falsely implicated in the instant case solely on the basis of disclosure statement of co-accused and that there is no other material to connect the petitioner with the commission of the offence, besides the petitioner is ready and willing to join investigation and to fully cooperate with the police. Notice of motion. Mr. Hittan Nehra, Addl.

AG, Punjab, accepts notice on behalf of the respondent and requests for an adjournment to obtain instructions and to file reply. Adjourned to 04.05.2021. In the meantime, the petitioner is directed to join investigation and fully cooperate with the police. However, in the event of arrest, the petitioner be released on ad-interim pre-arrest bail subject to his/her furnishing bail bonds to the satisfaction of the Arresting / Investigating Officer. The petitioner shall abide by the conditions envisaged under Section 438 (2) Cr.P.C., failing which, the interim protection granted to the petitioner, shall stand vacated.

Thereafter, the case has been taken on various occasions and time and again but the petitioner has failed to join the investigation till date.

Learned State counsel states that the petitioner has not joined the investigation.

The case has been called twice today itself but counsel for the petitioner not available. In the light of the fact that the petitioner has not joined the investigation after availing the interim protection that would amount to mis-representation and mischievous intention before this Court.

In the light of the conduct of the petitioner, petition stands dismissed.

A photocopy of this order be placed on the file of other connected case.

(SANDEEP MOUDGIL)
JUDGE

10.04.2023
pchawla

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether reportable</i>	<i>Yes/No</i>