

CRM-M-29771-2023

2023:PHHC:085881

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

(202)

CRM-M-29771-2023

Date of Decision : July 07, 2023

Pawan Kumar

.. Petitioner

Versus

State of Punjab

.. Respondent

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Ramandeep Singh, Advocate, for the petitioner.

Mr. Anmol Singh Sandhu, AAG, Punjab.

Mr. Rahul Sharma, Advocate, for the complainant.

HARSIMRAN SINGH SETHI J. (ORAL)

The petitioner is seeking anticipatory bail in FIR No. 65 dated 18.05.2023 registered under Sections 406, 420 and 34 of the IPC and Section 13 of the Punjab Travel Professional Regulation Act, 2014 at Police Station Bullowal, District Hoshiarpur.

Learned counsel for the petitioner contends that the petitioner has joined investigation in terms of order passed by the Coordinate Bench of this Court dated 06.06.2023. Order dated 06.06.2023 is as under:-

“ Present petition has been filed under Section 438 Cr.P.C. seeking anticipatory bail to the petitioner in case FIR No.65 dated 18.05.2023, registered under Sections 406, 420 and 34 of IPC and Section 13 of Punjab Travel Professional Regulation Act, 2014 at Police Station Bullowal, District Hoshiarpur (Annexure P-1).

Notice of motion.

On asking of the Court, Mr. Athar Ahmad, D.A.G. Punjab accepts notice on behalf of the respondent-State.

In the meantime, the petitioner is directed to appear before the Investigating/Arresting Officer to join investigation within one week or as and when required. In the event of his arrest, the Investigating/Arresting Officer shall release the petitioner on ad interim bail subject to his/her satisfaction. The petitioner shall also abide by the conditions as envisaged under Section 438 (2) Cr.P.C. ”

Learned State counsel, on instructions from ASI Satnam Singh, states that in terms of the order of the Coordinate Bench of this Court reproduced before, the petitioner has joined the investigation and no further interrogation is required at this stage.

Learned counsel for the petitioner undertakes that petitioner will join investigation and also cooperate with the investigating agency in case he is required for the same in future as well.

In view of the above, the order dated 06.06.2023 granting interim bail to the petitioner is made absolute.

However, the petitioner shall abide by the conditions stipulated under Section 438(2) Cr.P.C. He shall also join investigation as and when called upon to do so.

In case at any given point of time hereinafter, it is felt by the investigating agency that petitioner is required for the investigation but is not cooperating, they will be at liberty to approach this Court for passing appropriate orders.

The petition stands disposed of.

July 07, 2023

harsha

(HARSIMRAN SINGH SETHI)

JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No