

2023:PHHC:093050
209-2 IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH
CRM-M-30950-2023
Date of decision: 24th July, 2023

Punit Miglani

...Petitioner(s)

Versus

State of Punjab

...Respondent(s)

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN

Present: Mr. S. S. Grewal, Advocate for the petitioner(s).
Mr. Sandeep Kumar, Deputy Advocate General, Punjab.
Mr. Bhavyadeep Walia, Advocate for the complainant.

AVNEESH JHINGAN, J (Oral):

1. This petition is filed seeking anticipatory bail in FIR No. 124, dated 14th May, 2023, under Sections 420 and 120-B of Indian Penal Code, 1860 registered at Police Station Civil Line Bathinda, District Bathinda.

2. Petitioner was granted interim anticipatory bail by following order on 20th June, 2023:-

“Prayer in the present petition filed under Section 438 Cr.P.C. is for the grant of anticipatory bail to the petitioner in FIR No.124 dated 14.05.2023, registered under Sections 420, 120-B IPC, at Police Station Civil Line Bathinda, District Bathinda.

Learned counsel for the petitioner submits that the petitioner has been falsely implicated. He further submits that co-accused Pooja Dhingra who is the wife of the present petitioner has been granted interim protection by this Court. Reference has been made to the order dated 09.06.2023, passed by a Coordinate Bench in CRM-M-30165-2023 (Annexure P-16). He further submits that all allegations are false and are not even believable.

Notice of motion.

Mr. Mohit Kapoor, Addl. A.G., Punjab accepts notice on behalf of the respondent-State. Complete copy of the paper book be supplied to him during the course of the day.

List on 24.07.2023.

In the meantime, the petitioner is directed to join investigation. In the event of arrest, he shall be released on interim bail to the satisfaction of the Arresting/Investigating Officer, subject to compliance of the provisions of Section 438 (2) Cr.P.C.

To be heard alongwith CRM-M-30165-2023.”

3. Learned State counsel on instructions from HC Jagdeep Singh submits that petitioner has joined the investigation and is co-operating but his voice sample is required.

4. Learned counsel for the petitioner on instructions submits that petitioner is ready to give his voice sample and to appear before the Forensic Science Laboratory on any date. However, a request is made that the date be communicated to the petitioner three days advance.

5. Learned counsel for the complainant opposes the prayer and submits that there is an audio recording of conversation between the petitioner and the co-accused. It is further argued that the complainant was duped of hard earned money and the allegations are serious.

6. As the petitioner has joined the investigation and lending co-operation, the interim bail granted is made absolute, subject to petitioner's joining investigation as and when called for and also giving the voice sample.

7. The petition is disposed of.

[AVNEESH JHINGAN]
JUDGE

24th July, 2023

Parveen Sharma

1. Whether speaking/ reasoned	:	Yes / No
2. Whether reportable	:	Yes / No