

S. No.213

2023:PHHC:134313

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

**CRM-M-35487 of 2023
Date of Decision:16.10.2023**

**Abhishek Devgan
Vs.
State of Punjab**

**.....Petitioner
.....Respondent**

CORAM:- HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. Ritesh Pandey, Advocate for the petitioner.

Mr. R.S. Khaira, DAG, Punjab.

DEEPAK GUPTA, J. (Oral)

On 25.07.2023, the following order was passed by this Court:-

“By way of this petition filed under Section 438 Cr.P.C, petitioners prays for grant of anticipatory bail in case FIR No.12 dated 02.02.2017 registered under Sections 379-B, 34, 411 IPC at Police Station Dhilwan, District Kapurthala.

It is contended that FIR was lodged wayback on 02.02.2017 alleging some snatching incident from Amarjit Singh. The snatching was allegedly committed by some unknown person. However, on 03.04.2018, one Balraj Singh on his arrest, nominated the petitioner and one Hakikat Singh to be involved with him in snatching incident. In the meantime, petitioner had already gone to Canada for his study on 05.04.2017 and that he was not aware about registration of the case. His father had moved an application regarding lodging of the FIR and inquiry was conducted in which petitioner was found to be innocent vide report dated 07.07.2018

(Annexure P.3). The other accused Balraj and Hakikat faced trial and they have been acquitted from the charge vide (Annexure P.4.) Petitioner came back to India on 25.05.2023 and came to know that he had been declared as proclaimed offender.

Notice of motion.

Mr. M.S. Nagra, AAG, Punjab, accepts notice on behalf of the respondent- State.

Adjourned to 16.10.2023 for filing status report.

In the meantime, in case of his arrest, the petitioner shall be released on interim bail subject to the satisfaction of the Arresting Officer/ Investigating Officer. However, it is further directed that the petitioner shall join the investigation as and when so required by the Investigating Officer. He shall not contact any person associated with the case to dissuade him from the investigation in any manner whatsoever and nor shall leave the country without prior permission of the Court. He shall further comply with the conditions stipulated in Section 438(2) Cr.P.C.”

Today, it is informed by learned State Counsel, on instructions from ASI Paramjit Singh, that in compliance of the order dated 25.07.2023, petitioner has since joined the investigation and he is no longer required for any investigation.

In view of the afore-said statement, order dated 25.07.2023 whereby

interim anticipatory bail was granted to the petitioner in the FIR in question, is hereby made absolute. However, the petitioner shall continue to join the investigation as and when required by the Investigating Officer and make compliance of the conditions envisaged under Section 438(2) Cr.P.C.

Disposed of.

October 16, 2023
renu

(DEEPAK GUPTA)
JUDGE

Whether Speaking/reasoned	Yes/No
Whether Reportable	Yes/No