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206 **IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH**

CRM-M-51777-2022

Date of Decision: 22.03.2023

Harjit Singh

..... Petitioner

Versus

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE HARSH BUNGER

Present: Mr. Vishavjeet Singh Rishi, Advocate
 for the petitioner.

Mr. Subhash Godara, Addl. A.G., Punjab.

HARSH BUNGER J. (ORAL)

The present petition under Section 438 of the Code of Criminal Procedure is filed seeking grant of anticipatory bail to the petitioner in case FIR No.203 dated 11.10.2022, under Sections 406 & 420 of the Indian Penal Code and Section 24 of the Immigration Act, registered at Police Station City Jagraon, District Ludhiana Rural (Punjab).

On 11.11.2022, the following order was passed by a co-ordinate Bench of this Court :-

“Learned counsel for the petitioner has submitted that the petitioner is running a consultancy agency and the dispute in the present case is only for a sum of Rs.1 lac in which allegation has been made that the petitioner had issued fake Visa which is still to be ascertained by the investigating agency and other false allegations have also been made against the petitioner. He further submitted that the petitioner

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is not involved in any other case.

Notice of motion.

Mr. Amit Rana, Sr. DAG, Punjab accepts notice on behalf of the respondent/State and prays for some time to file an affidavit in the present case.

Adjourned to 22.03.2023.

Meanwhile, the petitioner is directed to join the investigation and on his doing so, the petitioner be released on interim bail subject to his furnishing personal bonds and surety to the satisfaction of Arresting/Investigating Officer. However, the petitioner shall continue to join the investigation as and when called upon to do so and shall abide by the conditions as provided under Section 438(2) Cr.P.C.”

Learned counsel for the petitioner submits that pursuant to the aforesaid order, petitioner has joined the investigation.

Learned State counsel, on instructions from Assistant Sub Inspector Hardev Singh, has not disputed the aforesaid fact of joining the investigation by petitioner and submits that his custodial interrogation is not required at this stage.

Heard learned counsel for the parties.

Since the petitioner has joined the investigation and his custodial interrogation is not required at this stage, order dated 11.11.2022, passed by a co-ordinate Bench of this Court, is made absolute.

However, the petitioner shall continue to join the investigation as and when required to do so and abide by all the conditions laid down under Section 438(2) of the Code of Criminal Procedure.

It is made clear that if the petitioner fails to comply with any of the directions issued above and the bail conditions, the State would be at

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liberty to move an application for cancellation of this anticipatory bail granted to the petitioner.

Present petition is accordingly disposed of.

22.03.2023

Apurva

(HARSH BUNGER)
JUDGE

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