

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

(Sr. No.259)

CRM-M No. 60657 of 2022

Date of decision : 08.02.2023

Ravi Kumar

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM : HON'BLE MR. JUSTICE DEEPAK SIBAL

Present : Proxy counsel for
Mr. Bhriagu Dutt Sharma, Advocate for the petitioner.

Mr. A.P.S. Tung, DAG, Punjab.

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DEEPAK SIBAL, J. (Oral)

The present petition has been filed under Section 438 Cr.P.C. for the grant of anticipatory bail in FIR No. 195 dated 02.09.2022 registered under Sections 420 and 120-B IPC at Police Station Moti Nagar, District Ludhiana.

On 23.12.2022, this Court had passed the following order : -

“Prayer in the present petition is for grant of anticipatory bail to the petitioner in case bearing FIR No.195, dated 02.09.2022, under Sections 420, 120-B of IPC, registered at police station Moti Nagar, Ludhiana.

Learned counsel for the petitioner states that the allegations against the petitioner is that he introduced and thereafter order of supply of goods was given. It was a business transaction. A dispute, if any, is with regard to non-payment of bill. No amount was received by or given to him. He further states that co-accused, namely, Rajiv Arora, who is almost similarly situated, is granted interim bail by this Court vide order dated 30.11.2022 passed in CRM-M No.48522 of 2022.

Notice of motion.

At the asking of the Court, Mr. Arun Gupta, AAG, Punjab, appears and accepts notice on behalf of the

respondent-State. A copy of the paper book has been supplied to him during the course of the day.

Learned counsel for the State is directed to file status report on or before the next date of hearing.

Adjourned to 08.02.2023.

Meanwhile, in the eventuality of arrest of the petitioner in the instant case, he shall be enlarged on interim bail subject to his furnishing personal bond/surety bond to the satisfaction of Investigating Officer/Arresting Officer. The petitioner shall join the investigation as and when called upon to do so by the Investigating Agency. The petitioner shall abide by the conditions as laid down under Section 438(2) Cr.P.C. in letter and spirit.”

Learned State counsel submits that under the afore-quoted order passed by this Court, the petitioner has joined and cooperated with the investigation and that his custodial interrogation is not required by the State.

After considering the submissions made on behalf of the petitioner as have been recorded in the afore-quoted order and the statement made on behalf of the State, subject to the petitioner abiding by the conditions provided under Section 438 (2) Cr.P.C., the order of this Court dated 23.12.2022, granting ad interim anticipatory bail to the petitioner is ordered to be made absolute.

08.02.2023

sunil yadav

**(DEEPAK SIBAL)
JUDGE**

Whether speaking/reasoned : Yes / No

Whether reportable : Yes / No