

2024:PHHC:034190

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

105

CRM-M-12370-2024
Date of Decision: 11.03.2024

Vikas

....Petitioner
Versus

State of Haryana

....Respondent

CORAM:HON'BLE MR. JUSTICE ANOOP CHITKARA

Present: Mr. Bipan Ghai, Sr. Advocate with
Mr. Vijay Sharma, Advocate
Mr. Nikhil Ghai, Advocate and
Mr. Prabhdeep Singh, Advocate
for the petitioner.

Mr. Vikrant S. Pamboo, Sr. DAG, Haryana (Through VC).

ANOOP CHITKARA, J.

The petitioner apprehending arrest in an Enquiry No.01 dated 20.04.2023, being conducted by Anti Corruption Bureau, Gurugram, Division Gurugram for the offence u/s 7 of PC Act, has come up before this Court by filing the present petition under Section 438 r/w 482 CrPC.

2. State counsel opposes the bail and states that the petitioner is seeking bail under inquiry which is impermissible under Section 438 CrPC and now, FIR has been registered and petitioner can avail his legal remedy in accordance with law, consequently the present petition deserves to be dismissed.

3. At this stage, petitioner’s counsel submits that once he has been apprised about registration of FIR, he will file a fresh petition, therefore, he be permitted to withdraw the present petition with liberty to file a fresh.

4. Given above, petition is disposed of as withdrawn with liberty as prayed for. It is clarified that filing and withdrawal of the present petition shall not come in the way in filing the fresh bail petition. Pending applications, if any, stand disposed of.

(ANOOP CHITKARA)
JUDGE

11.03.2024
anju rani

Whether speaking/reasoned	Yes
Whether reportable?	No