

BIKRAMJEET SINGH

....PETITIONER(S)

Versus

UT- CHANDIGARH

....RESPONDENT(S)

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

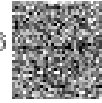
Present:- Mr. Sandeep Chopra, Advocate for the petitioner.

SANJIV BERRY, J.(ORAL)

By way of present petition filed under Section 438 Cr.P.C, the petitioner seeks anticipatory bail in case FIR (Annexure P-1) as under: -

FIR No.	Dated	Sections	Police Station
152	29.09.2023	174-A of the IPC	South Sector-34, Chandigarh.

2. Learned counsel for the petitioner, inter alia, contends that the petitioner had been declared as proclaimed person in a complaint case registered under Section 138 of Negotiable Instruments Act titled '*Shalini Jain Versus M/s AGR Business Zone India Pvt. Ltd.*' pending in the Court of learned Judicial Magistrate Ist Class, Chandigarh bearing No.*NACT-1910-2022*, the petitioner has challenged the said order dated 28.04.2023 wherein the petitioner was wrongly declared as proclaimed person and vide order dated 23.05.2024 bearing No. CRM-M-26200-2024, it has been disposed of and the petitioner has since surrendered in the Court on 29.05.2024 and has been granted concession of bail. He submits that in the meanwhile, the

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instant FIR (Annexure P-1) was also registered against the petitioner on the basis of the order dated 28.04.2023. The petitioner is ready to join the investigation.

3. Notice of motion.

4. On the asking of the Court, Mr. Manish Bansal, P.P. U.T. Chandigarh with Mr. Navjit Singh, Advocate, present in Court, accepts notice on behalf of the respondent-UT Chandigarh and has not disputed the factum that the order dated 28.04.2023 having been set aside and the petitioner having been granted concession of bail by learned Judicial Magistrate Ist Class, Chandigarh.

5. After hearing the respective submissions and perusing the record, it transpires that the instant FIR was registered against the petitioner consequent upon his being declared proclaimed person under Section 138 of Negotiable Instruments Act (supra) vide order dated 28.04.2023 wherein the petitioner has already surrendered and granted concession of bail in pursuance to the order dated 23.05.2024 passed in CRM-M-26200-2024.

6. In these circumstances, without commenting on the merits of the case, the instant petition is hereby disposed of with direction to the petitioner to join investigation within seven days from today and in the event of his arrest, he is ordered to be released on anticipatory bail on his furnishing personal/surety bonds to the satisfaction of the Arresting

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Officer/Investigating Officer. He shall also abide by conditions as envisaged under Section 438(2) Cr.P.C.

7. Disposed of.

(SANJIV BERRY)
JUDGE

30.05.2024
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| i) | Whether speaking/reasoned? | Yes/No |
| ii) | Whether reportable? | Yes/No |