

CRM-M-22866-2024 -1-

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M-22866-2024
Date of decision:29.07.2024

AMRJINDER GIR ALIAS MOTAPetitioner

Versus

STATE OF PUNJABRespondent

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

Present:- Mr. Chinku Bawa, Advocate for the petitioner.

Mr. Japjot Singh, AAG Punjab.

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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
47	24.03.2024	406, 420 and 120-B IPC	P.S. Anaj Mandi, District Patiala

2. Learned counsel for the petitioner submits that in compliance to the order dated 07.05.2024, the petitioner has joined the investigation.
3. During the course of hearing on 07.05.2024, following order had been passed: -

“Apprehending his arrest in FIR No.47 dated 24.03.2024, registered for offences punishable under Sections 406, 420 and 120-B of the Indian Penal Code, 1860 at Police Station Anaj Mandi, District Patiala, the



petitioner has preferred this petition under Section 438 Cr.P.C. seeking prearrest bail.

Ld. Counsel for the petitioner inter alia submits that it is a debatable issue as to whether the cheque which is stated to have been forged was given as a security cheque and was misused or not.

Issue notice of motion, returnable for 29.07.2024.

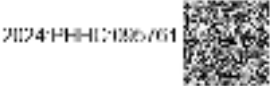
Mr. Tarun Aggarwal, Sr. DAG, Punjab appears and accepts notice on behalf of the respondent/State.

In the meantime, in the event of arrest, the petitioner shall be released on interim bail subject to his furnishing personal and surety bonds to the satisfaction of the Arresting Officer/Investigating Officer. As and when called, the petitioner shall join the investigation. He shall abide by the conditions enumerated under Section 438(2) of the Cr.P.C.”

4. Learned State counsel on instructions from S.I. Pattan Singh informs the Court that the petitioner has joined the investigation and is neither required for further investigation nor for any custodial interrogation.

5. Keeping in view the above submissions made by learned State counsel and the fact that the petitioner had joined the investigation consequent to the order dated 07.05.2024 passed by this Court, interim bail granted vide order dated 07.05.2024 is hereby confirmed, subject to conditions as envisaged under Section 438(2) Cr.P.C. Further the petitioner is directed to join investigation as and when required in future by way of

written notice for such purpose to be served by Investigating Officer of this



case upon the petitioner; he will not tamper with the evidence nor will influence the witnesses and will not leave the country without prior permission of the Court.

6. The petition stands allowed.
7. It is made clear that anything contained hereinabove shall not be construed to be an expression of opinion on the merits of the case.

29.07.2024
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(SANJIV BERRY)
JUDGE

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