

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-52404-2023
DATE OF DECISION: 01.02.2024

BANISH MOHAMMAD

.....PETITIONER

VERSUS

STATE OF PUNJAB

.....RESPONDENT

CORAM: HON'BLE MR. JUSTICE DEEPAK GUPTA.

Present: Mr. Deepak Gupta, Advocate
for the petitioner.

Mr. Karunesh Kaushal, AAG, Punjab.

DEEPAK GUPTA, J (ORAL)

On 16.11.2023, the following order was passed by this Court:-

“The present petition has been filed under Section 438 Cr.P.C., seeking anticipatory/pre-arrest bail to the petitioner in case FIR No.08 dated 10.01.2020, registered under Section 420 IPC, at Police Station Kotwali Bathinda.

Counsel for the petitioner submits that dispute involved in the present case is regarding only Rs.23,489/-. Although the petitioner denies any such allegations levelled against him, however, to settle the matter, for all times to come, the petitioner is ready to pay the said amount to the complainant. The petitioner has also brought a demand draft dated 04.11.2023, for an amount of Rs.24,000/-, in the name of the complainant and the same is to be handed over to the complainant.

Notice of motion.

On the asking of this Court, Mr. Sandeep Singh, Addl. A. G. Punjab, accepts notice on behalf of the respondent-State.

Adjourned to 12.12.2023.

In the event of arrest, the petitioner be released on interim bail, subject to his furnishing personal/surety bonds to the satisfaction of the Arresting/Investigating Officer. However, the petitioner shall 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.

The complainant is directed to remain present in the Court on the next date of hearing.
The Investigating Officer shall also ensure that the complainant remains present in the Court on the next date of hearing. ”

Today, on instructions from ASI Gurmail Singh, learned State counsel has informed this Court that the petitioner has joined the investigation, in compliance of the order dated 16.11.2023 and is no longer required for further investigation.

In view of the aforesaid, the order dated 16.11.2023, whereby the petitioner was granted interim anticipatory bail, is hereby made absolute. However, he shall continue to join investigation, if and so required by the Investigating Officer.

Disposed of.

01.02.2024
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(DEEPAK GUPTA)
JUDGE

Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No