

Present: Sh.Mohit Sadana, Adv. counsel for bail-applicant.
Sh.Satnam Singh, Addl.P.P. for the State.

1. IO has appeared along with record and suffered a statement that applicant-accused has not joined the investigation on 24.07.2019. It has been further submitted that the applicant came to police station on 25.07.2019 at about 8.30 PM without any identification proof regarding her address and when I tried to contact the lady constable, during that time applicant-accused left the police station.

2. The Ld. Counsel for the bail-applicant has filed an application for grant of opportunity to the applicant-accused for joining the investigation as ordered by the Ld. Court on the grounds that although the applicant was granted concession of bail, but the applicant was waiting for the order of the bail to be uploaded online on the E-Courts Mohali so that he may inform the applicant-accused to arrange surety bonds of the amount and the order was uploaded online after 11.00Am on 24.07.2019 and when the counsel for the applicant had informed the applicant-accused to arrange bail bonds worth Rs.1,00,000/- as ordered by the Ld. Court, then the applicant-accused could not arrange such high amount of bail bonds within short period of time and prayed that an opportunity may kindly be granted to the applicant-accused for joining the investigation.

3. After hearing arguments, it is observed that the order has been pronounced in the open court and as such, the Ld. Counsel for the bail-applicant was well aware not only regarding the order of interim bail as well as he was well aware of the surety bonds and amount, which was

before the Investigating Officer. As such, the act and conduct of the Ld. Counsel for the bail-applicant is highly negligent and he is directed to be careful in future.

4. At this stage, it has come to my notice that in this case complaint has been filed by the complainant Avtar Singh before the Ld. Area Magistrate under Section 156(3) Cr.P.C. in 2016 and upon the orders of the Ld. Trial Court, the FIR is ordered to be lodged. It is also pertinent to mention here that the complainant Avtar Singh has already got divorce under Section 13 B of the HMA from Jasvir Kaur in 2018. So, in these circumstances, one more opportunity is granted to the bail-applicant to join the investigation with the police on 30.07.2019 with the terms and conditions mentioned in previous order dated 23.07.2019 and now to come up on 01.08.2019 for awaiting report of compliance report as well as outcome of the investigation.

Pronounced in open court

(Girish)
ASJ/SAS Nagar
UID No.PB0180

Date of order 29.07.2019

(Samina, Steno)