

**IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH**

**CRM-M No. 12912 of 2016 (O&M)
Date of Decision: 29.04.2016**

Jatin Ahuja

..... Petitioner

Versus

State of Haryana and another

..... Respondents

CORAM: HON'BLE MR. JUSTICE JASWANT SINGH

Present: Mr. Mahabir Singh Sindhu, Advocate for the petitioner.

Mr. Yashwinder Singh, Deputy Advocate General, Haryana
for respondent No. 1/State assisted by SI Rahul Dev.

Ms. Madhu Dayal, Advocate
for the complainant/respondent No. 2.

JASWANT SINGH, J. (ORAL)

Prayer in this petition under Section 438 of the Code of Criminal Procedure, is for grant of anticipatory bail on behalf of the accused/petitioner-Jatin Ahuja in case FIR No. 423, dated 25.06.2015, for offences punishable under Sections 465, 467, 468, 471, 120-B of the Indian Penal Code, registered at Police Station DLF Qutub Enclave, Gurgaon.

As per allegations, the petitioner on 20.06.2015, while Naka checking, was found to be driving a Range Rover vehicle bearing registration No.CHF- 0999 without original documents.

It was submitted that the said vehicle was purchased from the previous owner-Sanjay Kalra, which stood hypothecated with the State Bank of India against a loan. It transpires that Sanjay Kalra defaulted in payments of loan installments and to avoid detection, he was using the registration of his Maruti Car on the said vehicle. The said vehicle was purchased vide a memorandum dated 19.10.2014 (**Annexure P-4**) on payment of sum of Rs. 20 lacs and the

remaining to be paid after the clearance of the loans and the N.O.C. by the bank.

It was also contended that the owner of the Range Rover still remains the said Sanjay Kalra and the alleged offences are not made out against the present petitioner. Be that as it may, the petitioner has paid the entire outstanding loan with penalty and the bank has issued a N.O.C. dated 07.04.2016 (**Annexure P-6**) and, therefore, the petitioner would take steps to get proper documents prepared in his name. The original documents would be available with the said Sanjay Kalra and as such, nothing is to be recovered from the present petitioner, who has no criminal antecedents.

At the time of hearing, learned counsel for the petitioner submits that pursuant to order dated 12.04.2016, passed by this Court, the petitioner has since joined the investigation and fully cooperated.

Learned State Counsel, assisted by SI Rahul Dev, does not refute the aforesaid factual position and further states that the petitioner is no longer required for custodial interrogation.

In view of the above, the interim protection/pre-arrest bail granted to the petitioner by this Court's order dated 12.04.2016, is made absolute.

Disposed of.

April 29, 2016

'dk kamra'

**(JASWANT SINGH)
JUDGE**