

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

CRM-M -31497 of 2016 (O&M)

Date of decision: 21.12.2016

Vishal Mahajan

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR.JUSTICE JITENDRA CHAUHAN

Present: Mr. G.S. Kaura, Advocate for the petitioner(s).

Ms. Harsimrat Rai, DAG, Punjab.

Mr. Sarbjit Singh, Advocate for the complainant.

Jitendra Chauhan, J. (Oral)

By filing the present petition under Section 438 of the Code of Criminal Procedure, the petitioner has sought anticipatory bail in FIR No.150 dated 20.07.2016, registered under Sections 419, 420, 467, 466, 471 and 120-B of IPC, at Police Station Cantonment, Amritar.

On 25.10.2016, this Court had passed the following order:-

“Status report by way of an affidavit filed in the Court is taken on record. As per the reply, no amount has been found to be transferred to the account of the petitioner as is made out from the account statement of Meenu Kapoor. It is further reflected in the reply that Meenu Kapoor never transferred the amount in the name of the petitioner.

Post again on 21.12.2016.

Meanwhile, in the event of arrest of the petitioner by the Arresting Officer, he shall be released on interim bail subject to

the following conditions:-

- 1.That he shall make himself available for interrogation by a police officer as and when required;*
- 2.That he shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the Court or to any police officer and;*
- 3.That he shall not leave India without prior permission of the Court.”*

It is contended that in pursuance of the order dated 25.10.2016, the petitioner has joined the investigation.

The learned State counsel, on instructions submits that though the petitioner has joined the investigation, however, he is required for further custodial interrogation.

The learned counsel for the complainant opposes the bail application.

It has specifically come in the reply filed by the State that from the account of Meenu Kapoor, no amount has been transferred in the account of the petitioner. In view of the above, without expressing any opinion on the merits of the case, the interim bail granted by this Court vide order dated 25.10.2016, is made absolute, subject to furnishing bail bonds/surety bonds to the satisfaction of learned Chief Judicial Magistrate/Duty Magistrate, concerned.

The petition stands allowed.

21.12.2016

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(JITENDRA CHAUHAN)
JUDGE

Whether speaking/reasoned :	Yes	No
Whether Reportable:	Yes	No