

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

CRM No.M-36020 of 2016 (O&M)

Date of decision: December 16, 2016

Rakesh Nagar

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Keshav Pratap Singh, Advocate
for the petitioner.

Mr. Vikramjit Singh, Addl. A.G., Haryana,
for the respondent(s)-State.

Mr. K.B.Raheja and Mr. Amit Rana, Advocates
for the complainant.

INDERJIT SINGH, J.

Petitioner-Rakesh Nagar has filed this petition under Section 438 Cr.P.C. for grant of anticipatory bail in case FIR No.359 dated 07.08.2016, registered at Police Station City Kaithal, District Kaithal, under Sections 406, 420, 506 and 120-B of Indian Penal Code.

Notice of motion was issued in this case.

Mr. K.B.Raheja and Mr. Amit Rana, Advocates have appeared and filed separate vakalatnamas on behalf of the complainant and Mr. Vikramjit Singh, Addl. Advocate General, Haryana, has put in appearance on behalf of the respondent-State.

I have heard learned counsel for the parties as well as learned State counsel and have gone through the record.

From the record, I find that allegation against the petitioner is that he used to purchase buffaloes from the complainant etc. and dispute is with regard to non-payment of amount of ₹31,02,000/-.

In pursuance of the interim order dated 25.10.2016, passed by this Court, the petitioner has already joined the investigation. He is not required for custodial interrogation. Nothing is to be recovered from him. Therefore, no useful purpose will be served by sending the petitioner to custody.

Keeping in view the facts and circumstances of the present case; without discussing the facts of the case in minute details and without expressing any opinion on the merits of the case, I find merit in this petition and the same is allowed. The order dated 25.10.2016, granting interim bail to the petitioner, is made absolute. However, the petitioner shall join the investigation as and when called upon to do so and shall abide by the conditions of Section 438 (2) Cr.P.C.

December 16, 2016

parveen kumar

(INDERJIT SINGH)
JUDGE

Whether speaking/reasoned	:	Yes
Whether Reportable	:	No