

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

201

**C.R.M-M No.6181 of 2015
Date of Decision : 18.10.2016**

Archana Gupta

..... Petitioner

Versus

State of Haryana

..... Respondent

CORAM : HON'BLE MR.JUSTICE AJAY TEWARI

Present : Mr. Gautam Dutt, Advocate
for the petitioner.

Mr. Kuldeep Tiwari, Addl.A.G., Haryana.

Mr. Bipan Ghai, Sr. Adv. with
Mr. Nishit Bansal, Advocate
for the complainant.

AJAY TEWARI, J. (Oral)

This petition has been filed under Section 438 Cr.P.C. for
grant of anticipatory bail to the petitioner in case FIR No.36 dated
19.01.2015, registered under Sections 408, 420, 120-B, 180 IPC, at

On 02.03.2015 the following order was passed:-

“Learned counsel for the parties have been heard.

The prayer made on behalf of the petitioner seeking concession of pre-arrest bail is being resisted on the basis that she in connivance with one Satish Chopra i.e. Director of M/s Haryana City Gas Distribution Ltd., has cheated the complainant of a security deposit to the tune of Rs.2 crores even though she had relinquished her share in favour of one Smt. Saloni in February, 2014 itself.

Learned senior counsel appearing for the petitioner has produced in Court today an Indian Income Tax Return Acknowledgment for the assessment year 2014-2015 filed in November, 2014 and a copy of which has also been furnished to learned counsel for the complainant. Prima facie, such document would show the petitioner to be still holding 25% share in ANA C.N.G. Station which was a franchise of the parent company i.e. M/s Haryana City Gas Distribution Ltd.

List on 2.7.2015.

In the meantime, petitioner is directed to join investigation and to appear before the Investigating Officer on 12.3.2015.

In the event of arrest, the petitioner shall be released on interim bail subject to the satisfaction of the Arresting Officer/Investigating Officer. The petitioner shall join investigation as and when called upon to do so and he shall remain bound by the conditions envisaged under Section

438 (2) Cr.P.C. ”

It is stated that the matter is on the verge of settlement. I find that the matter has been fixed for this purpose since November, 2015.

In this view of the matter, I see no reason to deny the concession of anticipatory bail to the petitioner.

Petition is allowed. Interim order dated 02.03.2015 is made absolute.

Since the main case has been decided, the pending criminal miscellaneous application, if any, also stands disposed of.

October 18, 2016
ashish

(AJAY TEWARI)
JUDGE

Whether speaking/reasoned - Yes/No

Whether reportable - Yes/No