

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

201

**CRM-M-16199-2017
DATE OF DECISION: 07.12.2017**

MOHAMMAD RAJAKHAN

... Petitioner(s)

Versus

STATE OF HARYANA

... Respondent(s)

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. R.S.Malik, Advocate
for the petitioner.

Mr. Vikas Malik, DAG, Haryana.

ANUPINDER SINGH GREWAL, J. (ORAL)

The petitioner is seeking anticipatory bail in FIR No.327 dated 22.09.2016, under Sections 406, 420 IPC, registered at Police Station Kundli, District Sonapat.

Learned counsel for the petitioner contends that the allegations in the FIR against the petitioner are that he had taken sum of Rs.16 lakh from the complainant for making him partner in the business but the petitioner had refused to induct him as partner. He also contends that it is also mentioned in the FIR that a cheque for an amount of Rs.7 lakh, which was issued by the petitioner in favour of the complainant, had been dishonoured but the complainant has not filed any case under Section 138 of the Negotiable Instruments Act, 1881.

A coordinate Bench of this Court, by the order dated 09.05.2017, had directed the petitioner to appear before the

Investigating Officer and join the investigation and in the event of his arrest, he was to be released on ad-interim bail to the satisfaction of the Investigating/Arresting Officer, subject to the conditions envisaged under Section 438(2) Cr.P.C.

Learned State counsel, upon instructions from SI Sat Narain, states that the petitioner has joined investigation and is not required for custodial interrogation.

In view of the submissions of learned counsel for the petitioner and keeping in view the fact that the petitioner has joined investigation, the order dated 09.05.2017 granting interim bail to the petitioner is made absolute.

However, the petitioner shall abide by the conditions stipulated under Section 438(2) Cr.P.C. He shall also join investigation as and when called upon to do so.

The petition stands disposed of.

07.12.2017*SwarnjitS***(ANUPINDER SINGH GREWAL)
JUDGE**

Whether speaking/reasoned : Yes / No
Whether reportable : Yes / No