

IN THE HIGH COURT OF PUNJAB AND HARYANA  
AT CHANDIGARH

CRL. MISC. No.M-36518 OF 2017  
DATE OF DECISION : 9<sup>TH</sup> OCTOBER, 2017

Inderjeet Singh

.... Petitioner

Versus

State of Haryana & another

.... Respondents

CORAM : HON'BLE MR. JUSTICE A. B. CHAUDHARI

\* \* \* \*

Present : Mr. Sandeep Arora, Advocate for the petitioner.

Mrs. Tanisha Peshawaria, DAG Haryana.

\* \* \* \*

**A. B. CHAUDHARI, J. (ORAL)**

The petitioner has filed this petition under Section 438 Cr.P.C. seeking anticipatory bail in FIR No.41 dated 12.01.2017 registered under Sections 379, 420, 467, 468, 471, 120-B & 201 IPC and 66 of IT Act at Police Station Udyog Vihar, District Gurugram.

Heard learned counsel for the rival parties.

Learned counsel for the petitioner has cited the order in case of *Gulshan Kumar versus State of Haryana* passed by this Court in *CRM-M-18817-2017* on 02.06.2017 and submits that the order itself recites that the entire amount of ₹1,25,00,000/- was paid back in the account of the complainant. This is the reason, which has made the mind of this Court to grant regular bail to co-accused Gulshan Kumar. Learned counsel for the petitioner further submits that the petitioner has no role to play, it was Gulshan Kumar, the main accused, who was responsible for the fraud.

However, I find from the argument of the learned State counsel that the petitioner was equally part and parcel of the group

involved in the fraud. However, since the entire money has been recovered and has been given back to the complainant, there is no point in continuing the detention of the petitioner.

However, since the criminal law was set in motion for recovery of the said amount, the petitioner should be subjected to non-refundable cost.

In that view of the matter, I make the following order:

**ORDER**

- (i) CRL. MISC. No.M-36518 OF 2017 is allowed.
- (ii) The petitioner is directed to join the investigation and fully cooperate with the Investigating Officer/Arresting Officer. In the event of arrest, the petitioner shall be released on *ad-interim* anticipatory bail in FIR No.41 dated 12.01.2017 registered under Sections 379, 420, 467, 468, 471, 120-B & 201 IPC and 66 of IT Act at Police Station Udyog Vihar, District Gurugram, on furnishing of his bail bonds amounting to ₹10,000/- with one surety in the like amount to the satisfaction of the Arresting Officer.
- (iii) The above order is subject to non-refundable cost of ₹15,000/- to be deposited by the petitioner with the office of Commissioner of Police, Gurugram.

**9<sup>TH</sup> OCTOBER, 2017**  
'raj'

**(A. B. CHAUDHARI)**  
**JUDGE**

*Whether speaking/reasoned:*                      *Yes*                      *No*

*Whether Reportable:*                              *Yes*                      *No*