

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

CRM-M-40968-2016 (O&M)

Date of decision : 22.03.2017

SANJEEV KUMAR

...Petitioner (s)

Versus

STATE OF HARYANA

...Respondent (s)

CORAM: HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present : Petitioner in person with
Mr. Sanjiv Gupta, Advocate

Mr. Neeraj Poswal, AAG, Haryana
assisted by ASI Shreekant.

Mr. Virender Kumar, 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.946, dated 12.10.2016, registered under Sections 323, 406 and 420 IPC, at Police Station Karnal.

On the last date of hearing, undertaking was made on behalf of the petitioner that he will return the entire amount on or before the next date of hearing. However, the amount could not be arranged but the petitioner reiterates his undertaking and states that he will pay the entire amount within next three months. To show his *bona fide*, he handed over cheque of

Rs.50,000/- drawn in favour of one of the complainants, namely, Santresh and the remaining amount be paid within three months not later than by 30.06.2017.

The learned State counsel, on instructions, submits that in pursuance of the order passed by this Court, the petitioner has joined the investigation and he is not required for custodial interrogation.

Heard.

In view of the undertaking furnished by the petitioner, without expressing any opinion on the merits of the case, the interim bail granted by this Court vide order dated 09.02.2017, 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.

However, in case the undertaking is not honored, the complainants shall have the liberty to revive the present petition. The amount so deposited by the petitioner shall be disbursed in equal share to both the complainants. The learned counsel for the complainants shall furnish the account numbers of both the complainants through the learned counsel for the petitioner.

22.03.2017

ashok

(JITENDRA CHAUHAN)
JUDGE

Whether speaking/reasoned: Yes / No

Whether reportable: Yes / No