

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

CRM No. M-44101 of 2016

Date of Decision: 01.02.2017.

Subhash Soni

... Petitioner

Versus

State of Haryana

... Respondent

CORAM : Hon'ble Mr. Justice Jitendra Chauhan

Present : Mr. Rahul Vats, Advocate,
for the petitioner.

Mr. Saurav Mohunta, DAG, Haryana
assisted by ASI Satish Kumar.

JITENDRA CHAUHAN.J.(ORAL)

The present petition has been filed under Section 438
the Cr.P.C seeking anticipatory bail in case FIR No.572 dated
18.11.2016, registered under Sections 406 and 420 IPC at Police
Station City Narnaul, District Mahendergarh.

On 09.12.2016 this Court had passed the following
order:-

“The learned counsel states that the petitioner duly
acknowledges the receipt of Rs.6 lakh, however, due to
market fluctuations, the petitioner could not prepare and hand
over the ornaments as per the agreement to the complainant.
In pursuance of the agreement, some of the ornaments have
already been delivered to the complainant. The petitioner

undertakes either to complete the agreement or to pay the remaining amount to the complainant.

Notice of motion for 01.02.2017.

Meanwhile, in the event of arrest of the petitioner by the Arresting Officer, he shall be released on interim bail subject to the following conditions:-

1. That he shall make himself available for interrogation by a police officer as and when required;
2. That he shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the Court or to any police officer and;
3. That he shall not leave India without prior permission of the Court.”

Learned counsel for the petitioner fairly concedes that the petitioner has not fulfilled the undertaking on the basis of which interim protection was granted to him.

Learned State counsel, on instructions, states that the petitioner has not appeared before the IO for joining the investigation.

In view of above, no case for grant of anticipatory bail is made out.

Dismissed.

01.02.2017.
SN

(JITENDRA CHAUHAN)
JUDGE

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