

CRM-M-6312-2017

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

CRM-M-6312-2017

Date of Decision:11.08.2017

Arjun

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Ms. Isha Goyal, Advocate,
for the petitioner.

Complainant in person with Mr. Gaurav Garg Dhuriwala,
Sr. DAG, Punjab.

INDERJIT SINGH, J.

Petitioner-Arjun has filed this petition under Section 438 of the Code of Criminal Procedure, 1973 (for brevity, 'Cr.P.C.') for grant of anticipatory bail in case FIR No.115 dated 03.11.2016, registered at Police Station Urban Estate, District Patiala, under Sections 420, 406 and 34 of the Indian Penal Code.

Notice of motion was issued in this case. Learned State counsel put in appearance on behalf of the respondent-State and contested this petition.

I have heard learned counsel for the petitioner as well as learned State counsel and have gone through the record.

Learned counsel for the petitioner submitted that FIR has been registered on the statement of complainant-Deepali against three accused

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including the present petitioner. However, there is no specific allegation against the petitioner, rather the allegations are completely vague in nature. The occurrences are stated to be taken place from 2007 to 2014.

In pursuance of the interim order dated 23.02.2017 passed by this Court, the petitioner has already joined the investigation. He is not required for custodial interrogation.

Keeping in view the facts and circumstances of the present case; without discussing the facts of the case in minute details; without expressing any opinion on the merits of the case and in view of the fact that main allegations are that money was given by the complainant to the petitioner as well as his brother which have not been returned and the matter looks like a civil nature, I find that no useful purpose will be served by sending the petitioner to custody. Therefore, finding merit in the present petition, the same is allowed. The order dated 23.02.2017, granting interim bail to the petitioner, is made absolute. However, the petitioner shall join the investigation as and when called upon to do so and shall abide by the conditions of Section 438 (2) Cr.P.C.

11.08.2017

parveen kumar

**(INDERJIT SINGH)
JUDGE**

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