

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

Criminal Misc. No. M-12675-2018

Date of Decision: 10.09.2018

Pawan Goyal

.. Petitioner

Vs.

State of Haryana

..Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

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

Mr. B.S. Virk, DAG, Haryana for respondent(s)-State.

...

Inderjit Singh, J.

Petitioner Pawan Goyal has filed this petition under Section 438 Cr.P.C. for grant of anticipatory bail in case FIR No.100 dated 07.03.2015, registered at Police Station City Rewari, District Rewari, under Sections 406/420/120-B of IPC and Sections 7/8/9/13 of Prevention of Corruption Act, 1988.

Notice of motion was issued in this case.

Learned State counsel has appeared 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.

As per learned State counsel, earlier the challan was presented against the present petitioner but he was acquitted by the trial Court due to non-receiving of sanction and on other grounds also. But now, the present petitioner apprehends his arrest again in the same FIR on the ground that sanction has been received against him.

In pursuance of the interim order dated 02.05.2018, passed by this Court, the petitioner has already joined the investigation. He is not required for custodial interrogation. No useful purpose would be served by sending the petitioner to custody.

Keeping in view the facts and circumstances of the present case; without discussing the facts of the case in minute details and without expressing any opinion on the merits of the case, I find merit in this petition and the same is allowed. The order dated 02.05.2018, 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.

10.09.2018
Jasmine Kaur

(INDERJIT SINGH)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes
No