

CRM-M-5074-2018

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

CRM-M-5074-2018

Date of Decision:30.08.2018

Rohit Kumar

... Petitioner

Versus

State of Haryana and another

... Respondents

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. G.S.Sawhney, Advocate,
for the petitioner.

Mr. B.S.Virk, DAG, Haryana.

None for respondent No.2.

INDERJIT SINGH, J. (Oral)

Petitioner 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.401 dated 24.10.2017, registered at Police Station Ladwa, District Kurukshetra, under Sections 406 and 420 of the Indian Penal Code.

Notice of motion was issued in this case. Learned State counsel put in appearance on behalf of respondent No.1-State and contested this petition.

None has appeared on behalf of respondent No.2 despite service.

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

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As per the allegations in the FIR, Rajender Kumar, who is father of the present petitioner, has taken ₹14.50 lakhs from the complainant for providing a permanent job to his wife. The allegation against the present petitioner is that he also assured that his father would get the work done.

In pursuance of the interim order dated 07.02.2018 passed by this Court, the petitioner has already joined the investigation. He is not required for custodial interrogation. Therefore, no useful purpose will be served by sending him 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 07.02.2018, 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.

30.08.2018

parveen kumar

(INDERJIT SINGH)
JUDGE

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