

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

**Criminal Misc. No.M-8918 of 2018
Date of Decision: 01.08.2018**

Harjeet Singh

...Petitioner(s)

Versus

State of Haryana

...Respondent(s)

CORAM:- HON'BLE MR. JUSTICE HARI PAL VERMA

Present:- Mr. Deepak Girotra, Advocate
for the petitioner.

Mr. Anmol Malik, AAG, Haryana.

Mr. Rajiv Dhawan, Advocate
for the complainant.

HARI PAL VERMA, J. (Oral)

Prayer in the present petition filed under Section 438 of the Code of Criminal Procedure, 1973 is for grant of anticipatory bail to the petitioner in case FIR No.0047 dated 12.01.2018 under Sections 406 and 420 IPC registered at Police Station Karnal Civil Lines, District Karnal.

Vide order dated 01.03.2018, this Court had granted interim bail to the petitioner and he was directed to surrender his passport, if any, or to file an affidavit before the Investigating Officer and the parties were also to appear before Mediation and Conciliation Centre of this Court for amicable settlement.

Thereafter, vide order dated 24.05.2018, this Court while observing that since the dispute is basically monetary in nature, directed the parties to appear before Registrar (Administration) and submit proof in

support of their respective contentions i.e. how much money was agreed to be paid by the complainant to the accused, how much money was actually paid and how much money was forwarded by the accused to the Hotel concerned and learned Registrar (Administration) was directed to submit his report. Accordingly, learned Registrar (Administration) has submitted his report dated 31.05.2018, which is taken on record.

I have heard learned counsel for the parties.

The dispute between the parties is over money transactions which is based on agreement. Considering the fact that the petitioner has joined investigation, his custody is no more required. Accordingly, the interim order dated 01.03.2018 is made absolute.

However, the petitioner shall join the investigation as and when directed by the investigating agency and shall abide by the terms and conditions laid down under Section 438(2) Cr.P.C.

It is further made clear that neither the investigating agency nor the Court shall be bound by the report of learned Registrar (Administration), as the same is for consideration of limited relief of anticipatory bail only.

The petition is disposed of.

August 01, 2018
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(HARI PAL VERMA)
JUDGE

Whether speaking / reasoned?

Yes / No

Whether reportable?

Yes / No