

**CRM-M-6229-2019**

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

**CRM-M-6229-2019**

**Date of Decision: 11.03.2019**

Harish Kumar

... Petitioner

Versus

State of Punjab

... Respondent

**CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH**

Present: Mr. Raj Kumar Gupta, Advocate,  
for the petitioner.

Ms. Monika Jalota, DAG, Punjab.

**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.249 dated 13.12.2018, registered Police Station City Rupnagar, under Sections 420 and 406 of the Indian Penal Code.

Notice of motion was issued in this case. Learned State counsel has 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 gone through the record.

As per the prosecution version, complainant-Gulzar Singh got the present FIR registered against the petitioner alleging that he has taken

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₹2 lakh for providing job to his son-in-law/sending him abroad. Neither son-in-law of complainant was sent abroad nor any job was provided to him. However, no particulars of any type have been mentioned as to when and how, the money was given.

In pursuance of the interim order dated 11.02.2019 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 11.02.2019, 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.

**11.03.2019**

parveen kumar

**(INDERJIT SINGH)**  
**JUDGE**

|              |                           |   |     |
|--------------|---------------------------|---|-----|
| <b>Note:</b> | Whether speaking/reasoned | : | Yes |
|              | Whether reportable        | : | No  |