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

C.R.M-M No.9759 of 2019

Date of Decision : 18.03.2019

Naveen Kumar

..... Petitioner

Versus

State of Haryana

..... Respondent

CORAM : HON'BLE MR.JUSTICE AJAY TEWARI

Present : Mr. Surinder Gandhi, Advocate
for the petitioner.

Mr. Gaurav Bansal, A.A.G, Haryana.

AJAY TEWARI, J. (Oral)

Prayer in the present petition filed under Section 438 of the Cr.P.C. is for grant of anticipatory bail to the petitioner in case FIR No.134 dated 09.02.2018 registered under Sections 406, 420 IPC at Police Station Jhajjar.

The allegations against the petitioner are that he has tried to defraud the complainant by reselling a tractor to somebody else which he had sold to the complainant.

Counsel for the petitioner has argued that the transaction took place six years ago and he has own version.

Learned Assistant Advocate General on instructions from S.I. Rajesh Kumar has argued that the petitioner's custody is required to get the original sale document etc.

Counsel for the petitioner states that the petitioner would have no objection in joining the investigation and giving all the original documents which may be in his possession.

In view of the statement of the counsel for the petitioner, without going into the merits of the case, I do not deem it appropriate to deny the concession of anticipatory bail to the petitioner. Resultantly, the petition is allowed. In the event of arrest of the petitioner, he shall be released on bail by the Investigating Officer subject to the conditions envisaged under Section 438(2) Cr.P.C.

The petitioner is directed to appear before the investigating officer on 22.03.2019 and on any other date as and when his presence is required. In case the petitioner does not appear before the investigating officer in the aforesaid manner the present petition would be deemed to have been dismissed.

Since the main case has been decided, the pending Criminal Misc. Application, if any, also stands disposed of.

March 18, 2019
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(AJAY TEWARI)
JUDGE

Whether speaking/reasoned - Yes/No

Whether reportable - Yes/No