

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

**CRM-M No.25619 of 2018 (O&M)
Date of Decision: 18.12.2019**

Shalender Sharma

..... Petitioner

Versus

State of Haryana

..... Respondent

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present:- Mr. Sunny Bhardwaj, Advocate for the petitioner.

Mr. Pawan Garg, AAG, Haryana for the respondent/State.

MAHABIR SINGH SINDHU, J. (Oral)

Present petition has been filed under Section 438 Cr.P.C. for grant of pre-arrest bail to the petitioner in case bearing FIR No.308 dated 01.04.2017, under Sections 406, 420, 34, 467, 468, 471, 120-B and 201 of the Indian Penal Code, 1860, registered at Police Station City Gurugram, District Gurugram.

This Court, on 20.06.2018, passed the following order:-

“ *Heard.*

Learned counsel for the petitioner submits that petitioner himself is a victim of Clandestine Live Network Company and he alongwith four others has invested `20 lakhs in that company. He has also filed complaints with the police against that company on which no action has been taken so far.

Learned State counsel submits that as per documents collected by the investigating officer so far, about 29000 people have invested in aforesaid company and the petitioner was actively involved in promoting that company.

However, evidence regarding payment of amount received from investors is being collected.

List on 14.08.2018.

Petitioner is directed to surrender before the police and join investigation within two weeks. In the event of his arrest being required, he shall be released on interim bail till the next date, subject to his furnishing bonds to the satisfaction of Arresting Officer. However, he shall abide by the terms and conditions as envisaged under Section 438(2)(i) to (iv) Cr.P.C. failing which he shall lose the benefit of interim bail allowed to him. ”

Contentends that in terms of the above order, petitioner has joined the investigation.

Learned State Counsel, on instructions from Commissioner of Police, Gurugram, has acknowledged that in terms of order dated 20.06.2018, petitioner has joined the investigation and his custodial interrogation is not required.

In view of above, interim order dated 20.06.2018 is made absolute subject to the conditions as envisaged under Section 438(2) Cr.P.C.

It is also made clear that petitioner shall fully co-operate with the Investigating Officer as and when called for further investigation.

Disposed off accordingly.

December 18, 2019

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**(MAHABIR SINGH SINDHU)
JUDGE**

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether Reportable</i>	<i>Yes/No</i>