

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-13247-2019

Date of Decision: 22.04.2019

Chanchal Chauhan

.. Petitioner

Vs.

State of Haryana and another

..Respondents

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Sandeep Wadhawan, Advocate for the petitioner.

Mr. Chetan Sharma, AAG, Haryana.

...

Inderjit Singh, J. (Oral)

Petitioner Chanchal Chauhan has filed this petition under Section 438 Cr.P.C. for grant of anticipatory bail in case FIR No.244 dated 29.04.2018, registered at Police Station Kotwali, Faridabad, District Faridabad, under Sections 420 and 406 of the Indian Penal Code.

Notice of motion was issued.

Learned State counsel has appeared on behalf of the respondent-State and contested this petition. Respondent No.2 served, but none has appeared on his behalf.

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

As per the prosecution version, the FIR was got registered by complainant-Ankur Singh Sagar on the allegations that he received a call from a finance company on the pretext of giving him a loan of ₹1,50,000/- along with interest @ 8% per annum and in this regard, a person came to him and taken his all relevant documents i.e. PAN card, Aadhaar card, bank

statements etc. He had also given a cheque of ₹4130/- to that person, but no such loan has been granted.

In pursuance of the interim order dated 25.03.2019, passed by this Court, the petitioner has already joined the investigation. She is not required for custodial interrogation. No useful purpose would be served by sending her 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 25.03.2019, 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.

22.04.2019
Jasmine Kaur

(INDERJIT SINGH)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes
No