

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

CRM-M No.28718 of 2017

Date of Decision: 22.02.2019

Mahesh Chauhan

....Petitioner

Versus

State of Haryana and another

....Respondents

BEFORE :- HON'BLE MRS. JUSTICE DAYA CHAUDHARY

Present:- Mr. Sarfraj Hussain, Advocate
for the petitioner.

Mr. R.S. Doon, A.A.G., Haryana.

Mr. O.S. Batalvi, Advocate
for respondent No.2.

DAYA CHAUDHARY, J. (ORAL)

This petition has been filed under Section 439(2) Cr.P.C for cancellation of regular bail granted to respondent No.2 by the Additional Sessions Judge, Gurugram vide order dated 06.06.2017 in case FIR No.201 dated 04.03.2017 registered under Sections 120-B, 406, 420, 467, 468, 471 IPC at Police Station Sector 10, Gurugram.

The bail has been sought to be cancelled on the ground that respondent No.2 is involved in a number of cases of similar nature and he has not returned the amount. The petitioner has been threatened by respondent No.2. After his release on bail, he is involved in three more cases and was arrested.

Learned State counsel submits that the FIR, which has been shown to be registered against respondent No.2, is prior to the filing of this

petition and not after passing of the order. This fact has also been affirmed by learned counsel for the complainant. The petitioner is also having a remedy to approach the same Court for cancellation of bail, if the benefit earlier granted has been misused.

However, learned State counsel submits that one more case i.e FIR No.122 dated 24.06.2017 registered under Sections 420 and 406 IPC has been registered after lodging of earlier FIR and grant of bail.

Learned counsel for the petitioner wishes to withdraw the present petition with liberty to approach the learned Sessions Judge for cancellation of regular bail in view of subsequent FIR registered against respondent No.2.

Dismissed as withdrawn with liberty aforesaid.

(DAYA CHAUDHARY)
JUDGE

22.02.2019
gurpreet

Whether speaking/reasoned

Yes/No

Whether Reportable

Yes/No