

CRM-M No.30186 OF 2018

1

207

IN THE HIGH COURT OF PUNJAB AND HARYANA CHANDIGARH

CRM-M No.30186 OF 2018

Date of Decision: 19.03.2019

Sanjeev Anand

.....Petitioner

versus

State of Haryana

.....Respondent

CORAM HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present None for the petitioner.
Mr. Yashwinder Singh, DAG, Haryana.
Mr. Lalit Kumar, Advocate for complainant.

MAHABIR SINGH SINDHU, J(ORAL)

Present petition has been filed under Section 438 of the Code of Criminal Procedure (for short 'Cr.P.C') for grant of pre arrest bail to the petitioner in case FIR No.296 dated 13.06.2018, under Sections 406,420 and 120-B of the Indian Penal Code, 1860 (for short 'IPC'), registered at Police Station Sector 5, Panchkula.

This Court on 14.08.2018, passed the following order:-

“On the last date of hearing, learned counsel for the complainant had placed on record the photostat copy of receipt dated 21.03.2016 but on that day the original was not produced. It has been submitted that original was returned to the seller when the regular agreement to sell was executed.

Learned counsel for the petitioner has submitted that the said receipt dated 21.03.2016 is also of suspicious nature; his signatures are forged thereon and thus he will be allowed to join investigation and his specimen signatures be

obtained so that those can be compared with the signatures allegedly appended on the said receipt.

In this view of the matter, the petitioner is directed to surrender before the Arresting/Investigating Officer within seven days. On doing so, he shall be released on interim bail, subject to his furnishing bonds to the satisfaction of Arresting/Investigating Officer. His signatures be obtained before the Magistrate and to get them compared with the signatures on the said receipt dated 21.03.2016. However, he shall abide by the terms and conditions as envisaged under Section 438 (2) Cr.P.C. failing which he shall lose the benefit of interim bail allowed to him.

Adjourned to 10.10.2018, for further proceedings.”

Today ,learned State counsel, on instructions from the Investigating Officer has pointed out that after investigation of the matter, the cancellation report has been submitted and the petitioner is found to be innocent.

In view of the above, the order dated 14.08.2018 is made absolute, subject to the conditions as envisaged under Section 438(2) Cr.P.C. and the present petition stands disposed off.

19.03.2019
mamta

(MAHABIR SINGH SINDHU)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No