

CRM-M-15402-2019

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

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Date of Decision: 23.05.2019

Vishal Thukral

... Petitioner

Versus

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Ms. Deipa Singh, Advocate,
for the petitioner.

Mr. Chetan Sharma, AAG, Haryana.

INDERJIT SINGH, J. (Oral)

Petitioner has filed this petition under Section 438 of the Code of Criminal Procedure, 1973 (for brevity, 'Cr.P.C.') for grant of anticipatory bail in case FIR No.209 dated 15.07.2016, registered at Police Station Sector 17/18, Gurugram, under Sections 406 and 420 of the Indian Penal Code.

Notice of motion was issued in this case. Learned State counsel has put in appearance on behalf of the respondent-State and contested this petition.

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

As argued, petitioner-Vishal Thukral is neither Director nor

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employee of the company. The allegation, as per the FIR, is against Company that the investors invested a huge amount in the Company, but it has cheated them and not allotted plots etc. to them.

Learned State counsel submits that an amount of Rs.59 lakh has been transferred in the account of the present petitioner and he has also sold 10 bighas land of the Company.

Learned counsel for the petitioner submits that the petitioner has provided services to the Company and he has no other concern with it.

In pursuance of the interim order dated 11.04.2019 passed by this Court, the petitioner has already joined the investigation. He is not required for custodial interrogation. Nothing is to be recovered from him. Therefore, no useful purpose will be served by sending him 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 11.04.2019, 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.

23.05.2019

parveen kumar

**(INDERJIT SINGH)
JUDGE**

Note:	Whether speaking/reasoned	:	Yes
	Whether reportable	:	No