

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

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**C.R.M No.13705 of 2019 in/and
C.R.M-M No.15656 of 2019 (O&M)
Date of Decision : 07.05.2019**

Naresh Gopal Sharma

..... Petitioner

Versus

State of Haryana

..... Respondent

CORAM : HON'BLE MR.JUSTICE AJAY TEWARI

Present : Mr. Deepak Dahiya, Advocate
for the petitioner.

Dr. Sushil Gautal, DAG, Haryana.

Mr. Dhruv Gautam, Advocate
for the complainant.

AJAY TEWARI, J. (ORAL)

CRM-13705-2019

For the reasons recorded, the application is allowed.

Documents are taken on record.

CRM-M-15656-2019

This petition has been filed under Section 438 Cr.P.C. for grant of anticipatory bail to the petitioner in case FIR No.74 dated 13.02.2019 registered under Sections 379, 406, 420 and 506 IPC at Police Station Sector 50, Gurugram.

As per the allegations the petitioner had obtained a contract of construction by misstating that he had completed many such projects in the past. Thereafter the work which he had undertaken was also extremely

shoddy and there are also allegations that he had removed some material.

Counsel for the petitioner has argued that in fact the proceedings to invoke the arbitration clause in the contract have already been initiated.

Counsel for the complainant has accepted that proceedings have been initiated.

Keeping in view the entire conspectus of facts, without going into the merits of the case, I do not deem it appropriate to deny the concession of anticipatory bail to the petitioner. Resultantly, the petition is allowed. In the event of arrest of the petitioner, he shall be released on bail by the Investigating Officer subject to the conditions as envisaged under Section 438(2) Cr.P.C.

Since the main case has been decided, the pending criminal miscellaneous application, if any, also stands disposed of.

May 07, 2019
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(**AJAY TEWARI**)
JUDGE

Whether speaking/reasoned - Yes/No

Whether reportable - Yes/No