

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

**CRM-M-23298-2019**

**Date of decision-14.10.2019**

**Ranjit Singh**

**....Petitioner**

**Vs.**

**State of Haryana**

**...Respondent**

**CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ**

Present: Mr. D.S. Adlakha, Advocate for the petitioner.

Mr. Sanjay Kumar Saini, AAG, Haryana.

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**MANOJ BAJAJ, J.**

This petition has been filed by the petitioner under Section 438 Code of Criminal Procedure for grant of anticipatory bail in case FIR No.61 dated 03.05.2019 under Section 409 of Indian Penal Code, 1860 registered at Police Station Radaur, Distirct Yamuna Nagar. The petitioner apprehend his arrest at the hands of Police.

Learned counsel for the petitioner has invited the attention of the Court to the order dated 21.05.2019 whereby while issuing notice of motion to the respondent-State, the interim protection was extended to the petitioner. The said order reads as under:-

*“Learned counsel for the petitioner contends that the FIR contains the allegations regarding delay in deposit the amount in the treasury which is described as an irregularity. Learned counsel contends that the element of mens-rea is not contained in the FIR. Besides it was not his part of job to deposit the cash as alleged in the FIR.*

*Notice of motion for 14.10.2019.*

*Meanwhile, the petitioner shall join the*

*investigation and would come present as and when called for and in the event of arrest, the petitioner shall be admitted to interim bail on his furnishing personal and surety bonds to the satisfaction of Arresting/Investigating Officer. The petitioner shall also abide by the conditions as specified under Section 438(2) Cr.P.C.”*

Learned counsel for the petitioner further contends that in deference to the said order, the petitioner submitted himself before the Police and joined the investigation. According to him, the petitioner cooperated with the Police Authorities during the investigation and furnished requisite bonds to the satisfaction of the Investigating Officer/Arresting Officer.

Learned State counsel who is assisted by ASI Sunder Singh does not dispute this fact that the petitioner has joined the investigation. Learned counsel on instructions from ASI Sunder Singh further states that the petitioner is not required for custodial interrogation for the time being.

Considering above, the petition is allowed and the interim bail granted by this Court vide order dated 21.05.2019 is made absolute.

**14.10.2019**

vanita

**(MANOJ BAJAJ)**

**JUDGE**

Whether speaking/reasoned :

Yes

No

Whether Reportable :

Yes

No