

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

CRM-M No.50604 of 2018 (O&M)

Date of Decision: 21.08.2019

Meenakshi Gupta and another

..... Petitioners

Versus

State of Haryana

..... Respondent

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present:- Mr. Madan Gupta, Advocate for the petitioners.

Mr. Deepak Sabherwal, Additional Advocate General, Haryana
assisted by Inspector Gulzar Singh.

Mr. N.S. Shekhawat, Advocate for the complainant.

MAHABIR SINGH SINDHU, J. (Oral)

Present petition has been filed under Section 438 Cr.P.C. for grant of anticipatory bail to the petitioners in case bearing FIR No.1292 dated 23.10.2018 (P-1), under Sections 120-B, 420, 506 of the Indian Penal Code, 1860 (*for short 'IPC'*), registered at Police Station Jagadhri City, District Yamuna Nagar.

This Court, while issuing notice of motion on 17.11.2018, passed the following order:-

“ Learned counsel for the petitioners contends that neither the petitioners have any concern with any business of anyone of the firms mentioned in the FIR or with any business of the Complainant, nor their husbands have any such connection with the above said business. Learned counsel further contends that the petitioners are not participant or investor in any business of anyone of the firms. They are not the owner of any property owned by the firms or given as a collateral security by any firm for obtaining any loan.

Notice of motion for 19.02.2019.

Meanwhile, in the event of arrest, the petitioners be released on interim bail subject to their furnishing personal bonds/surety to the satisfaction of Arresting/Investigating Officer. However, the petitioners shall join the investigation as and when called upon to do so and shall abide by the conditions as provided under Section 438(2) Cr.P.C. ”

 Contents that in terms of above order, petitioners have joined the investigation.

 Learned State Counsel, on instructions from Inspector Gulzar Singh, has acknowledged that in terms of order dated 17.11.2018, petitioners have joined the investigation and their custodial interrogation is not required.

 Learned Counsel for the complainant has vehemently opposed the present petition and prayed for dismissal of the same.

 Since the petitioners are females and they have already joined the investigation, therefore, interim order dated 17.11.2018 is made absolute subject to the conditions envisaged under Section 438(2) Cr.P.C.

 It is also made clear that petitioners shall fully co-operate with the Investigating Officer as and when called for further investigation.

 Disposed off accordingly.

August 21, 2019
Gagan

(MAHABIR SINGH SINDHU)
JUDGE

Whether speaking/reasoned	Yes/No
Whether Reportable	Yes/No