

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

CRM-M-52387-2018
Date of decision: 04.02.2019

Vishal Goel @ Shalu

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present:- Mrs. Kiran Bala Jain, Advocate
for the petitioner.

Mr. Naveen Sheoran, DAG, Haryana.

Mr. Gaurav Sethi, Advocate
for the complainant.

ARVIND SINGH SANGWAN, J. (Oral)

The petitioner prays for grant of anticipatory bail in FIR No. 372 dated 26.10.2018, registered under Sections 177, 419, 420 and 120-B of the IPC at Police Station Ambala City, District Ambala.

Learned counsel for the petitioner submits that the petitioner, in pursuance to the order dated 29.11.2018, has already appeared before the SHO/Investigating Officer and has joined the investigation.

Learned counsel for the petitioner relies upon the order dated 20.12.2018 passed in CRM-M-51195-2018, wherein co-accused Nitin Verma has been granted concession of anticipatory bail. The operative part of the order reads as under:

“The operative part of the order dated 21.11.2018, vide which the petitioner has been granted interim bail, is reproduced below: “Learned counsel for the petitioner submits that as per the FIR, which was got registered with the allegations that one Vishal Goel @ Shalu has impersonated in place of petitioner Nitin Verma and has

signed on the judicial file pertaining to trial arising out of FIR No.320 dated 23.10.2017 under Sections 323, 325, 506 read with Section 34 IPC, whereas the petitioner himself was present in the Court. It is further submitted that in fact, it was duty of the Naib Court and Reader of the Court to verify and ask for identification of the persons, who are appearing in the Court proceedings and there was no occasion for the petitioner, who was present himself in the Court, to be represented by some other person. Notice of motion for 20.12.2018.” Learned counsel for the petitioner submits that the petitioner, in pursuance to the order dated 21.11.2018, has already appeared before the SHO/Investigating Officer and has joined the investigation. Learned counsel for the State, on instructions from HC Harjinder, assisted by learned counsel for the complainant, has not disputed the factual position and submits that the petitioner has joined the investigation and his specimen signatures have been taken and he is no more required for any further investigation.”

Learned counsel for the petitioner further submits that since the co-accused Nitin Verma has joined the investigation and has given his specimen signatures, the petitioner has also joined the investigation and he is no more required for further investigation.

Learned counsel for the State, on instructions from HC Harjinder, assisted by learned counsel for the complainant, has not disputed the factual position and submits that the petitioner has joined the investigation and is no more required for any further investigation.

In view of the above, the petition is allowed and the interim bail granted to the petitioner, vide order dated 29.11.2018, is made absolute subject to the conditions envisaged under Section 438(2) Cr.P.C.

February 04, 2019

Waseem Ansari

**(ARVIND SINGH SANGWAN)
JUDGE**

*Whether speaking/reasoned
Whether reportable*

*Yes/No
Yes/No*