

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

CRM-M-27945-2019

Date of decision-16.11.2019

Rajesh

...Petitioner

Vs.

State of Haryana

...Respondent

CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Mr. Vikas Bishnoi, Advocate for the petitioner.

Mr. Sanjay Kumar Saini, AAG, Haryana.

MANOJ BAJAJ, J. (Oral)

This petition has been filed by the petitioner under Section 438 Code of Criminal Procedure for grant of anticipatory bail in case FIR No.578 dated 04.01.2018 under Sections 420, 406 and 120-B read with Section 34 of Indian Penal Code, 1860 and Sections 4, 5 and 6 of Prize Chits and Money Circulation Scheme (Banning) Act, 1978 registered at Police Station City Fatehabad, District Fatehabad. The petitioner apprehended his arrest at the hands of Police.

Learned counsel for the petitioner has invited the attention of the Court to the order dated 04.07.2019 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 as per the allegation in the FIR, some amount was invested by the petitioner with Company namely RTPS Life Care Private Limited with an expectation of good returns. It is

contended that the Directors and other responsible officials of the Company are already in custody. According to him, the petitioner was working as a Peon with the said Company. He further contends that as far as the petitioner is concerned, the allegations are apparently vague as no particulars and date of the amount deposited were mentioned. Notice of motion for 11.11.2019. In the meanwhile, petitioner shall join the investigation and would come present as and when called for and in the event of arrest, he shall be admitted to interim bail on his furnishing personal and surety bonds to the satisfaction of the 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 Naresh Kumar does not dispute this fact that the petitioner has joined the investigation. Learned counsel on instructions from ASI Naresh Kumar 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 04.07.2019 is made absolute.

(MANOJ BAJAJ)
JUDGE

16.11.2019

vanita

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