

214

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

CRM-M-29071 of 2019

Date of decision: September 05, 2019

Hardeep Singh

.....Petitioner

Versus

State of Haryana

.....Respondent

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present: Mr. Divyadeep Walia, Advocate for the petitioner.

Mr. Arun Beniwal, DAG Haryana.

MAHABIR SINGH SINDHU, J (Oral)

Present petition has been filed under Section 438 of the Code of Criminal Procedure, 1973 (for short 'Cr. P.C.') for grant of anticipatory bail to the petitioner, in FIR No.194 dated 15.08.2018, under Sections 420, 467, 468, 471 of Indian Penal Code, 1860 (for short 'IPC'), registered at Police Station Kalanwali, District Sirsa.

As per prosecution case, petitioner cheated the complainant by providing him admit card which belongs to Veerpal Kaur and not to the complainant.

On 11.07.2019, while issuing notice of motion, this Court has passed the following order:-

“Contends that present FIR has been registered just to create a defence in an FIR No.217 dated 15.07.2018, under Section 419, IPC and Sections 3 & 6 of the Rajasthan Public Examinations (Prevention of Unfair Means) Act, 1992, registered against the complainant.

Notice of motion for 05.09.2019.

In the meanwhile, the petitioner is directed to join the investigation before the Investigating Officer. In the event of his arrest, the Arresting Officer would admit him to interim bail in the present case till the next date of hearing on his furnishing adequate bail and surety bonds to his satisfaction. The petitioner is also directed to abide by all the conditions as envisaged under Section 438(2) Cr.P.C.”

Learned State counsel, on instructions from Assistant Sub Inspector Bharat Singh has stated that in terms of order dated 11.07.2019, petitioner has joined investigation and his custodial interrogation is not required.

In view of the above, order dated 11.07.2019 granting interim bail to the petitioner, is made absolute subject to the provisions of Section 438(2) Cr. P.C.

Petition stands disposed off, accordingly.

However, it is made clear that the petitioner shall fully co-operate with the Investigating Officer as and when called for further investigation.

The above observations may not be construed as an expression of opinion on the merits of the case.

(MAHABIR SINGH SINDHU)
JUDGE

September 05, 2019

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Whether speaking/ reasoned: Yes/No

Whether Reportable: Yes/No