

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

217-3

**CRM-M-50083-2019
Date of decision: 19.12.2019**

Rakesh Kumar

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present:- Mr. Naveen S. Bhardwaj, Advocate
for the petitioner.

Mr. Jagmohan Ghuman, DAG, Punjab.

Mr. Ramender Chauhan, Advocate
for the complainant.

ARVIND SINGH SANGWAN, J. (Oral)

The petitioner prays for grant of anticipatory bail in FIR No. 57 dated 14.10.2019, under Sections 420, 467, 468, 471 and 120-B of the IPC, registered at Police Station Industrial Area, Bhiwani, District Bhiwani.

The order dated 02.12.2019, vide which the petitioner has been granted interim bail, is reproduced below:

“Learned counsel for the petitioner submits that though the petitioner was not named in the FIR, however, during the disclosure statement of main accused Gaurav Soni, the name of the petitioner has surfaced wherein he has stated that he has paid a huge amount to the petitioner. Learned State counsel, on instruction from ASI Jitender Singh, assisted by learned counsel for the complainant, has, however, opposed the prayer of the petitioner. Learned counsel for the complainant has filed an affidavit of the complainant, in which he has relied upon an

undertaking given by the petitioner on 31.10.2019, wherein it is stated that petitioner and complainant have entered into a compromise and the petitioner owe an amount of Rs. 12.5 Lakh for which, he shall be responsible. Learned counsel for the petitioner further submits that to show his bona fide, the petitioner is ready to deposit an amount of Rs. 5 Lakh with the Illaqua Magistrate, at this stage, subject to final outcome of the case. List again on 19.12.2019.”

Learned counsel for the petitioner submits that the petitioner, in pursuance to the order dated 02.12.2019, has already joined investigation and has also deposited a demand draft of Rs. 5 Lakh with the Illaqua Magistrate.

Learned counsel for the State, on instructions from SI Ram Niwas, 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 02.12.2019, is made absolute subject to the conditions envisaged under Section 438(2) Cr.P.C.

19.12.2019

Waseem Ansari

**(ARVIND SINGH SANGWAN)
JUDGE**

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No