

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-37369-2019 (O&M)

Date of Decision: 07.02.2020

Biram Singh

.. Petitioner

Vs.

State of Haryana

..Respondent

CORAM: HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Mr. Aman Pal, Advocate for the petitioner.

Ms. Tanushree Gupta, DAG, Haryana.

Mr. S.S. Dinarpur, Advocate for the complainant.

...

Manoj Bajaj, J. (Oral)

Petitioner has filed this petition under Section 438 Code of Criminal Procedure for grant of anticipatory bail in a case FIR No. 188 dated 08.07.2019, under Sections 420, 406, 467, 468 and 471 IPC, registered at Police Station Farakpur, District Yamuna Nagar. He apprehended his arrest at the hands of Police.

Learned counsel for the petitioner has invited the attention of the Court to the order dated 05.09.2019 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 the petitioner had served his employer (complainant) for a period of 14 years before he resigned just three months back from the date of registration of the FIR. According to him, the allegations are regarding certain irregularities in maintaining the accounts. He further submits that

there is no transaction of the transfer of the amount in the account of the petitioner.

Notice of motion for 20.01.2020.

Meanwhile, the petitioner shall join the investigation and would come present as and when called for and in the event of arrest, the petitioner shall be admitted to interim bail on his furnishing personal and surety bonds to the satisfaction of 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.

At this stage, learned counsel for the complainant has pointed out that the talks regarding compromise between the parties is likely to be finalised soon. He has invited the attention of the Court to the order dated 20.01.2020 to contend that the parties are in the process of settling the matter amicably. He prays for an adjournment. This Court does not find any reason to adjourn the case merely to await the final outcome of the compromise between the parties.

Learned State counsel who is assisted by ASI Balraj Singh does not dispute this fact that the petitioner has joined the investigation and states that he 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 05.09.2019 is made absolute.

07.02.2020
Jasmine Kaur

(MANOJ BAJAJ)
JUDGE

Whether speaking/reasoned	Yes
Whether reportable	No