

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(201)

CRM-M-365-2020

Date of Decision : October 26, 2021

Mangat Singh

.. Petitioner

Versus

State of Haryana

.. Respondent

(Through Video Conferencing)

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Bhavdeep Singh Mamli, Advocate, for the petitioner.

Mr. Amrik Singh Narwal, Deputy Advocate General, Haryana.

HARSIMRAN SINGH SETHI J. (ORAL)

The petitioner is seeking anticipatory bail in FIR No. 0156 dated 26.06.2019 registered under Sections 420 and 406 of the Indian Penal Code, 1860 at Police Station Sadar Tohana, District Fatehabad.

Learned counsel for the petitioner contends that the petitioner has joined investigation in terms of order passed by the Coordinate Bench of this Court dated 21.01.2020. Order dated 21.01.2020 is as under:-

“Prayer in this petition filed under Section 438 of the Cr.P.C. is for grant of anticipatory bail to the petitioner in case FIR No.0156 dated 26.06.2019 registered under Sections 420 and 406 of the Indian Penal Code, 1860 at Police Station Sadar Tohana, District Fatehabad.

Learned Counsel for the petitioner has submitted that the petitioner was falsely implicated in the case. The petitioner was not named in the FIR and the allegations are mainly

against co-accused Tripta. The petitioner is ready to join investigation.

Learned State Counsel seeks time to file reply.

Adjourned to 25.03.2020.

In the meanwhile, the petitioner is directed to join the investigation as and when called upon to do so. In the event of his arrest, the petitioner be released on interim bail by the arresting officer/investigating officer on furnishing of bail bonds by him to the satisfaction of the arresting officer/investigating officer. The petitioner shall comply with the conditions enumerated under Section 438(2) of the Cr.P.C. failing which he shall forfeit the benefit of interim bail allowed to him. ”

Learned State counsel, who has also joined the proceedings through video conference, on instructions from ASI Sube Singh, states that in terms of the order of this Court reproduced before, the petitioner has joined the investigation and no further interrogation is required at this stage.

Learned counsel for the petitioner undertakes that petitioner will join investigation and also cooperate with the investigating agency in case he is required for the same in future as well.

In view of the above, the order dated 21.01.2020 granting interim bail to the petitioner is made absolute.

However, the petitioner shall abide by the conditions stipulated under Section 438(2) Cr.P.C. He shall also join investigation as and when called upon to do so.

In case at any given point of time hereinafter, it is felt by the investigating agency that petitioner is required for the investigation but is not cooperating, they will be at liberty to approach this Court for passing appropriate orders.

The petition stands disposed of.

October 26, 2021
harsha

(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned : Yes
Whether reportable : No