

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

**CRM-M-2382-2020(O&M)
Date of Decision: 02.09.2021**

Manpreet Singh @ Mani and another

...Petitioners

Versus

State of Haryana

...Respondents

(Through Video Conferencing)

CORAM:- HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. J.K. Singla, Advocate
for the petitioners.

Mr. Gaurav Bansal, A.A.G., Haryana.

HARSIMRAN SINGH SETHI, J. (Oral)

Present petition has been filed under Section 438 Cr.P.C. for the grant of anticipatory bail to the petitioners in respect of FIR No.382 dated 22.12.2019 registered under Sections 392 and 34 of IPC (Section 394 added later on) at Police Station Dabwali Sadar, District Sirsa.

Learned counsel appearing on behalf of the petitioners submits that though, the present petition was filed seeking the benefit of anticipatory bail on the basis of the compromise (Annexure P-2) but after the passing of the interim order by this Court on 28.02.2020, the petitioners have not contacted him so far.

Learned State counsel submits that though the petitioners appeared before the Investigating Authority on a particular date but thereafter, they have not appeared before the Investigating Agency and are not cooperating and therefore, the prayer of petitioners for grant of anticipatory bail may kindly be reserved.

I have heard learned counsel for the parties and have gone through the record with their able assistance.

A coordinate Bench of this Court passed the following order on 28.02.2020:-

*“Written reply on behalf of State of Haryana filed.
Notice be issued to respondent No.2.*

At this stage, Mr. Tarun Singla, Advocate has accepted notice on behalf of respondent No.2 and has filed vakalatnama, which be taken on record.

Learned counsel for the petitioners states that the petitioners are ready and willing to join the investigation.

Learned State counsel states that they be directed to do so.

The petitioners are directed to join the investigation by contacting the Investigating Officer within 5 days from today and render all sort of cooperation. The petitioners are also directed to surrender their passports, before the Investigating Officer, if they have got one, otherwise to furnish affidavit in that regard. If in the meanwhile, they are arrested, they be released on interim bail to the satisfaction of Investigating Officer/Arresting Officer.

Adjourned to 29.4.2020.

The petitioners are not cooperating with the investigation and even the compromise, which is being relied upon, has not been proved. The learned State counsel pleads ignorance about the same and even the learned counsel appearing on behalf of the petitioners submits that he does not have any information *qua* the petitioners as despite his best efforts, he has not been able to contact the petitioners. This shows that the order dated 28.02.2020, granting interim bail to the petitioners, was obtained by this Court on false pretext of compromise.

Once the petitioners are not cooperating and have not appeared before the investigating agency despite being required, no ground is made out to grant the petitioners the benefit of anticipatory bail.

Dismissed.

02.09.2021
ps-I

(HARSIMRAN SINGH SETHI)
JUDGE

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