

205 (2)

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-3319-2020 (O&M)
Date of decision-17.08.2021

DEEPAK KUMAR

...Petitioner

Vs.

STATE OF HARYANA AND ANOTHER

...Respondents

CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Mr. Sandeep Yadav, Advocate for
Mr. Sandeep Sharma, Advocate
for the petitioner.

Mr. Sumit Jain, Additional AG, Haryana.

MANOJ BAJAJ, J. (ORAL)

This petition has been filed by the petitioner under Section 438 Code of Criminal Procedure for grant of anticipatory bail in case FIR No.0201 dated 28.12.2019 under Sections 406, 420, 506 & 120-B, Indian Penal Code, 1860, registered at Police Station Sector-20, District Panchkula. The petitioner apprehended his arrest at the hands of Police, in the above FIR.

Learned counsel for the petitioner has invited the attention of the Court to the order dated 27.01.2020, whereby, while issuing notice of motion to respondent-State, the interim protection was extended to the petitioner. The said order reads as under:-

“Learned counsel for the petitioner contends that admittedly the amount was demanded by accused Vishal Gupta and on his instructions, the same was

deposited in the account of Deepak Kumar (petitioner). It is pointed out that the dispute is between the complainant and Vishal Gupta, who were proceeding to enter into a marriage. Further, reliance is placed upon an order dated 20.01.2020 passed in CRM-M No.2110 of 2020 (Vishal Gupta Versus State of Haryana).

Notice of motion for 30.04.2020.

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.

To be heard along with CRM-M No.2110 of 2020.”

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.

Learned State counsel who is assisted by PSI Minaxi does not dispute this fact that the petitioner has joined the investigation and he is not required for custodial interrogation for the time being.

Considering the above, the petition is allowed and the interim bail granted by this Court vide order dated 27.01.2020 is made absolute.

(MANOJ BAJAJ)
JUDGE

17.08.2021

Vipin kumar

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