

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

205

**CRM-M-6676-2021
Date of Decision:02.08.2021**

GAURAV MANGLA

...PETITIONER

VERSUS

STATE OF HARYANA

...RESPONDENT

CORAM: HON'BLE MR. JUSTICE SUVIR SEHGAL

Present: Mr. S.K. Tripathi, Advocate for the petitioner.

Mr. Gurmeet Singh, AAG, Haryana.

SUVIR SEHGAL, J.(ORAL)

The Court has been convened through video conferencing due to Covid-19 pandemic.

Through the instant petition under Section 438 of Code of Criminal Procedure, 1973, the petitioner seeks anticipatory bail in case FIR No.363 dated 26.09.2020, registered under Sections 406 and 420 of IPC, 1860, at Police Station Central Faridabad, District Faridabad.

On 12.02.2021, this Court had passed the following order:-

“Learned counsel for the petitioner prays for grant of anticipatory bail to the petitioner while inter-alia arguing that the petitioner has been falsely implicated in the present case and that there is an inordinate delay in registration of the FIR, which is based upon an Agreement to sell dated 23.09.2014. It is argued that the instant FIR has been registered recently on 26.09.2020, exactly six years thereafter. It is further argued that in case the complainant had any grievance, he would have preferred a suit for specific performance of the sale agreement, which has not been preferred as on date.

Notice of motion.

Mr. P. P. Chahar, DAG, Haryana appearing through the medium of video conferencing accepts notice on behalf of the respondent State and seeks time to file reply.

Adjourned to 02.08.2021.

Meanwhile, petitioner is directed to join the investigation within a period of one week and on doing so, the petitioner be released on interim bail to the satisfaction of Arresting/Investigating Officer. However, the petitioner shall continue to join the investigation as and when called upon to do so and shall abide by the conditions incorporated under Section 438(2) Cr.P.C.”

Reply by way of affidavit of Assistant Commissioner of Police, Central, Faridabad, has been filed on behalf of respondent-State.

Learned State counsel on instructions from Inspector Randhir Singh, states that the petitioner has joined the investigation and he is no longer required for custodial interrogation. He has further instructions to state that the petitioner is not involved in any other criminal case.

In view of the said facts, without commenting on the merits of the case, the present petition is allowed and the order dated 12.02.2021 granting interim bail to the petitioner is made absolute, subject to the conditions laid down in Section 438(2) of the Code of Criminal Procedure.

02.08.2021
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(SUVIR SEHGAL)
JUDGE

Whether Speaking/Reasoned	Yes/No
Whether Reportable	Yes/No