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IN THE HIGH COURT OF PUNJAB AND HARYANA  
AT CHANDIGARH

CRM-M-6688-2021  
Date of decision-31.08.2021

VARUN MAHAJAN AND ANR

...Petitioners

Vs.

STATE OF PUNJAB

...Respondent

**CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ**

Present: Mr. Preetinder Singh Ahluwalia, Advocate  
for the petitioners.

Mr. Ramandeep Singh Sandhu, Sr. DAG, Punjab.

Mr. Rahul Bhargava, Advocate  
for the complainant.

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**MANOJ BAJAJ, J. (ORAL)**

This petition has been filed by the petitioners under Section 438 Code of Criminal Procedure for grant of anticipatory bail in case FIR No.74 dated 29.09.2018 under Sections 420, 120-B & 406 (added later on) Indian Penal Code, 1860, registered at Police Station D Division, District Police Commissioner Amritsar. The petitioners apprehended their arrest at the hands of Police, in the above FIR.

Learned counsel for the petitioners has invited the attention of the Court to the order dated 12.02.2021, whereby, while issuing notice of motion to respondent-State, the interim protection was extended to the

petitioners. The said order reads as under:-

*“Learned counsel for the petitioners contends that the investigation in the FIR was concluded and a cancellation report was filed, whereupon further investigation was ordered by the learned Magistrate and at this stage, attempts are being made to arrest the petitioners, who have already joined the investigation.*

*Notice of motion for 11.05.2021.*

*At this stage, Mr. Rahul Bhargava, Advocate appears on behalf of the complainant.*

*Meanwhile, the petitioners shall join the investigation and would come present as and when called for and in the event of arrest, the petitioners shall be admitted to interim bail on their furnishing personal and surety bonds to the satisfaction of Arresting/Investigating Officer. The petitioners shall also abide by the conditions as specified under Section 438(2) Cr.P.C.”*

Learned counsel for the petitioners further contends that in deference to the said order, the petitioners submitted themselves before the Police and joined the investigation. According to him, the petitioners 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 SI Amarjeet Kumar does not dispute this fact that the petitioners have joined the investigation and they are 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 12.02.2021 is made absolute.

**(MANOJ BAJAJ)**  
**JUDGE**

**31.08.2021**

*Vipin kumar*

Whether speaking/reasoned :

Yes

No

Whether Reportable :

Yes

No