

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(203)

CRM No. M-9699 of 2021
Date of Decision : 06.09.2021

Manender

...Petitioner

Versus

State of Haryana

...Respondent

(through video conferencing)

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Anutej Singh Barnala, Advocate for the petitioner.

Mr. Gaurav Bansal, Assistant Advocate General, Haryana.

Harsimran Singh Sethi J. (Oral)

The petitioner is seeking anticipatory bail in FIR No 09 dated 10.01.2021, registered under Sections 420, 467, 468, 471, 120-B IPC and Sections 61, 63-A of Punjab Excise (Haryana Amendment) Act, 2020 at Police Station City Jhajjar, District Jhajjar.

Learned counsel for the petitioner contends that the petitioner has joined investigation in terms of order passed by a Co-ordinate Bench of this Court dated 02.03.2021. Order dated 02.03.2021 is as under:-

“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 he has been nominated on the disclosure statement of the co-accused and no recovery is to be effected from him and he is ready and willing to join the investigation.

Notice of motion for 06.09.2021.

Mr. P.P. Chahar, D.A.G., Haryana, who is present in the Court through the medium of video conferencing accepts

notice for respondent-State.

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. ”

Learned State counsel, who has also joined the proceedings through video conference, states that in terms of the order of this Court reproduced before, the petitioner has joined the investigation.

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 02.03.2021 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.

September 06, 2021
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(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No