

In the High Court of Punjab and Haryana at Chandigarh

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**CRM-M-15947-2021 (O & M)
Date of Decision: November 16, 2021**

GAGAN AHUJA

.....PETITIONER

VERSUS

STATE OF HARYANA

....RESPONDENT

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. Birinder Singh Khehar, Advocate for the petitioner.

Mr. Anant Kataria, DAG, Haryana.

Mr. V.D.Sharma, Advocate for the complainant.

ANUPINDER SINGH GREWAL, J (ORAL)

Case taken up through video conferencing.

The petitioner is seeking anticipatory bail in FIR No. 312 dated 29.02.2020, under Sections 406, 420, 467, 468, 471 and 120-B of the Indian Penal Code, 1860, registered at Police Station City Jagadhari, District Yamuna Nagar.

Learned counsel for the petitioner contends that the FIR is the outcome of a business dispute between father of the petitioner and the complainant. The petitioner has been falsely implicated in the case. The allegations against the petitioner are that in the retirement deed the petitioner had been inducted as a partner in place of the complainant. He also contends that the father of the petitioner had filed a civil suit against the complainant and the FIR is a counterblast to the civil suit. The father of the petitioner has expired. He further contends that co-accused, namely, Sajan Ahuja has been granted anticipatory bail by this Court by order dated 10.07.2020 passed in CRM-M No. 12172 of 2020.

Learned counsel for the complainant states that in view of the serious allegations against the petitioner, he is not entitled to the concession of anticipatory bail.

This Court, by the order dated 25.08.2021, had directed the petitioner to appear before the Investigating Officer and join the investigation and in the event of his arrest, he was ordered to be released on ad-interim bail to the satisfaction of the Investigating/Arresting Officer, subject to the conditions envisaged under Section 438(2) Cr.P.C.

Learned State counsel, on instructions from ASI Kushbir Singh, states that although the petitioner has joined investigation but recovery is yet to be effected from him.

In view of the above and the petitioner having joined investigation, the order dated 25.08.2021 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.

The petition stands disposed of.

(ANUPINDER SINGH GREWAL)
JUDGE

November 16, 2021
A.Kaundal

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