

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(202)

CRM-M-11823-2020

Date of Decision : December 09, 2021

Rajneesh Miglani and another

..Petitioners

Versus

State of Haryana

..Respondent

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Dr. Anmol Rattan Sidhu, Senior Advocate, with
Mr. Raghav Gulati, Advocate, for the petitioners.

Mr. Gaurav Bansal, Assistant Advocate General, Haryana.

HARSIMRAN SINGH SETHI J. (ORAL)

The petitioners are seeking anticipatory bail in FIR No.0057 dated 05.02.2020 registered under Sections 406, 420, 409 and 120-B of the IPC at Police Station City Kaithal, District Kaithal.

Learned counsel for the petitioners submits that vide order dated 20.03.2020, the arrest of the petitioners was stayed. Learned counsel for the petitioners further submits that thereafter, on 16.09.2021, the petitioners were directed to join the investigation and in pursuance to the said order, the petitioners have joined investigation. Order dated 16.09.2021 is as under:-

“The case has been taken up for hearing through video-conferencing.

Notice of motion was issued on 20.03.2020 and arrest of

the petitioners was also stayed.

In view of observations made in the aforesaid order, it would be just and appropriate to direct the petitioners to join the investigation on 24.09.2021 at 11.00 a.m. and in the event of their arrest, they shall be enlarged on interim bail, subject to their furnishing requisite bail bonds/surety bonds to the satisfaction of Arresting Officer. However, petitioners shall abide by the conditions as envisaged under Section 438(2) Cr.P.C.

Nothing expressed hereinabove shall be construed to be an opinion in the merits of the case. The case shall be decided on the merits on the adjourned date.

Adjourned to 09.12.2021.”

Learned State counsel, who is present in the Court, on instructions from SI Shamsheer Singh, states that in terms of the order of the Coordinate Bench of this Court reproduced before, the petitioners have joined the investigation and no further interrogation is required at this stage.

Learned counsel for the petitioners undertakes that petitioners will join investigation and also cooperate with the investigating agency in case they are required for the same in future as well.

In view of the above, the order dated 16.09.2021 granting interim bail to the petitioners is made absolute.

However, the petitioners shall abide by the conditions stipulated under Section 438(2) Cr.P.C. They 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 petitioners are required for the investigation but are not cooperating, they will be at liberty to approach this Court for passing

appropriate orders.

The petition stands disposed of.

December 09, 2021

harsha

(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned : Yes
Whether reportable : No