

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

**206**

CRM-M-17936-2021  
Decided on 06.09.2021

Sandeep Sharma

.....Petitioner

**VERSUS**

State of Haryana

.....Respondent

**CORAM : HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN**

Present:- Mr.Ashit Malik, Advocate, for the petitioner.

Mr.Deepak Grewal, DAG, Haryana.

Mr.K.S.Banyana, Advocate, for the complainant.

(Through video conferencing)

**ARVIND SINGH SANGWAN, J. (Oral)**

Prayer in the petition is for grant of anticipatory bail to the petitioner in case FIR No.43 dated 03.04.2021, under Sections 120B, 406 & 420 IPC, 1860, Police Station Jhansa, District Kurukshetra.

On 15.06.2021, the following orders were passed:

**“Learned counsel for the petitioner by making reference to pleadings in the petition submits that the petitioner is a juvenile, aged about 15 years and 6 months. He submits that as per Section 12 of the Juvenile Justice Act, when a juvenile appears before the Board he shall be released on bail with or without surety or placed under the supervision of a Probation Officer. He further submits that in compliance of the orders passed by this Court dated 24.05.2021 and 07.06.2021, relevant affidavit/documents have been placed on record.**

**Notice of motion.**

**On asking of the Court, Mr. Karan Garg, AAG, Haryana, and Mr. K.S. Banyana, Advocate, accept notice on behalf of respondent-State and complainant**

respectively.

Learned State counsel, on instructions from SI Baljit Singh, submits that the investigation is under process.

Learned counsel for the complainant submits that approximately Rs.9 lakhs had been transferred in the account of the petitioner out of which only Rs.1,16,000/- had been deposited back by one Sh. Anmol (Stated to be friend of the petitioner). He, therefore, opposes the grant of bail on the ground that custodial interrogation of the petitioner and other co-accused would be necessary to recover the money.

Learned counsel for the petitioner in order to show his bonafides, submits that the petitioner/his family members would deposit the original property papers of the plot and the car stated to have been purchased recently by the family (as also noticed in the order of this Court dated 24.05.2021) with the Investigating Officer, which would remain as security. However, the same would be without prejudice to the defence of the petitioner before the Trial Court. He further submits that the petitioner is ready to join the investigation and because of COVID situation also, retention of the petitioner behind the bars would be dangerous to his life.

Without commenting upon the merits of the case and without recording any opinion, in the peculiar facts and circumstances of the present case, this Court deems it appropriate to direct the petitioner to join the investigation and appear before the Investigating Officer.”

Learned counsel for the petitioners submits that in pursuance of the order dated 15.06.2021, petitioner has joined the investigation and is not required for any further investigation.

Learned State counsel, on instructions from ASI Sunil Dutt, has not disputed the factual position and states that the petitioner is no more required for any further investigation.

In view of the above, this petition is allowed and the interim bail granted to the petitioner vide order dated 15.06.2021 is made absolute subject to the conditions envisaged under Section 438 (2) Cr.P.C.

**(ARVIND SINGH SANGWAN)**  
**JUDGE**

**06.09.2021**  
**anil**

|                                    |               |
|------------------------------------|---------------|
| <i>Whether speaking/reasoned :</i> | <i>Yes/No</i> |
| <i>Whether reportable</i>          | <i>Yes/No</i> |