

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M No.19963 of 2021(O&M)
Date of Decision: 14.07.2021

AtulPetitioner
Vs
State of HaryanaRespondent

CORAM: HON'BLE MR. JUSTICE RAJ MOHAN SINGH

Present:Mr. Ravinder Phogat, Advocate
for the petitioner.

Mr. Rajat Gautam, D.A.G., Haryana.

RAJ MOHAN SINGH, J. (Oral)

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

Petitioner seeks grant of anticipatory bail in case bearing FIR No.192 dated 09.03.2021 registered under Sections 420, 465, 467, 468, 471 IPC at Police Station City Narnaul, District Mahendergarh.

On 19.05.2021, following order was passed by this Court:-

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

Learned counsel for the petitioner submits that FIR No.34 was registered against the officials of Mining Department on 15.02.2021 in Police Station Sardar

Narnaul on account of their misdeeds. Different trucks were released after accepting inadequate amounts. Petitioner has already deposited an amount of Rs.2,25,000/- towards penalty as per formula given by the Hon'ble National Green Tribunal, New Delhi, vide order dated 19.02.2020. Petitioner has deposited the aforesaid amount with deficit of Rs.2 lacs for which he is ready and willing to deposit the same within two weeks.

Notice of motion for 14.07.2021.

Subject to deposit of Rs.2 lacs in the Court of Chief Judicial Magistrate, Narnaul within 2 weeks from today, the petitioner shall be allowed to appear before the SHO/Investigating Officer to join investigation and in the event of his arrest, he shall be enlarged on interim bail, on his furnishing requisite bail bonds/surety bonds to the satisfaction of Arresting Officer. However, petitioner shall abide by the conditions as envisaged under Section 438(2) Cr.P.C.

It is made clear that grant of interim order shall not be taken to be an expression on merits of the case in any manner. The case shall be considered on merits on the adjourned date.

To be heard along with CRM-M No.17742 of 2021.”

Learned counsel for the petitioner submits that the petitioner has complied with the aforesaid order.

This fact has been admitted by learned State counsel on instructions from ASI Jatinder Singh and submits that the

petitioner is no more required for further investigation in the case.

In view of aforesaid factual position, the interim order dated 19.05.2021 is made absolute. Petitioner shall keep on joining the investigation as and when required to do so and he shall abide by the conditions as envisaged under Section 438(2) Cr.P.C.

However, the factum of deposit of Rs.2,32,000/- by the petitioner towards penalty instead of an amount of Rs.2,25,000/- shall be brought to the notice of the Court at the relevant stage.

Petition stands disposed of.

(RAJ MOHAN SINGH)
JUDGE

14.07.2021

Prince

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No