

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

(224)

CRM-M-24162-2021

Date of decision: - 12.11.2021

Sachin Kumar

....Petitioner

Versus

State of Haryana and another

.....Respondents

CORAM : HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present:- Mr. Nandan Jindal, Advocate,
for the petitioner.

Mr. Karan Garg, Assistant Advocate General, Haryana.

(Through Video Conferencing)

HARSIMRAN SINGH SETHI, J. (ORAL)

The present petition has been filed under Section 438 Cr.P.C.
for the grant of anticipatory bail to the petitioner in respect of FIR No.194
dated 25.04.2021 registered under Sections 406, 420 and 120-B IPC, at
Police Station City Fatehabad, District Fatehabad.

Learned counsel for the petitioner contends that the petitioner
has joined the investigation in terms of order passed by a Co-ordinate
Bench of this Court on 09.07.2021. Order dated 09.07.2021 is as under: -

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

CRM-19051-2021

For the reasons mentioned in the application, the same is

allowed and the petitioner is exempted from filing certified copies of membership form of the complainant and registration of the Real Estate Agent, copies of which are taken on record as Annexures P-3 and P-4 respectively.

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Reply by way of affidavit of Daljeet Singh, HPS, Deputy Superintendent of Police, City Fatehabad on behalf of respondent-State has been filed in the Registry of this Court which is taken on record. Copy thereof be supplied to learned Counsel for the petitioner.

Mr. R.S. Mamli, Advocate has put in appearance on behalf of the complainant and he undertakes to file his power of attorney in the Registry of this Court.

Learned Counsel for the complainant seeks time to file reply.

Adjourned to 19.07.2021.

In the meanwhile, the petitioner is directed to join the investigation within seven days from passing of this order. In the event of his arrest, the petitioner shall be released on interim anticipatory bail by the arresting officer/investigating officer on furnishing of bail bonds by him to the satisfaction of the arresting officer/investigating officer. The petitioner shall comply with the conditions enumerated under Section 438(2) of the Cr.P.C. failing which he shall not be entitled to the protection of interim anticipatory bail allowed to him. ”

Learned State counsel, on instructions from SI Rameshwar Dayal, states that in terms of the order of a Co-ordinate of this Court reproduced before, the petitioner has joined the investigation and is not required for further interrogation, at this stage.

In view of the above, the order dated 09.07.2021 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 co-operating, it will be at liberty to approach this Court for passing appropriate orders.

The present petition stands disposed of.

November 12, 2021
naresh.k

(HARSIMRAN SINGH SETHI)
JUDGE

Whether reasoned/speaking?	Yes
Whether reportable?	No