

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

CRM-M-20088-2020

Date of decision:09.03.2021

Rajbir Singh

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present:- Mrs. Sharmila Sharma, Advocate for the petitioner

Mr. Anmol Malik, DAG, Haryana.

Mr. Ankit Bishnoi, Advocate for the complainant.

HARNARESH SINGH GILL, J. (ORAL)

Case is taken up for hearing through video conferencing.

This is a petition for anticipatory bail to the petitioner in case bearing FIR No.565 dated 03.09.2019 registered under Sections 406 and 420 IPC at Police Station Sirsa City, District Sirsa.

Vide order dated 22.09.2020 passed by this Court, *ad-interim* anticipatory bail was granted to the petitioner.

Learned counsel for the petitioner submits that in compliance of the order dated 22.09.2020 passed by this Court, the petitioner has joined the investigation.

On the last date of hearing i.e. 21.01.2021, it was informed by learned State counsel that though the petitioner had joined the

investigation yet he was not paying the money back to the complainant and not cooperating with the investigating agency.

Today as well, the stand of learned State counsel, on the instructions from ASI Balwan Singh, is the same. In the present case, it is not disputed by learned State counsel that the alleged amount of Rs.15,00,000/- was paid by the complainant to the petitioner in 2013 to pay a bribe to the Administrator, HUDA, meaning thereby, the amount was not paid for legal purposes. It is further stated that no recovery suit regarding the alleged payment made in cash in 2013 was filed till date.

In view of the above, without commenting on the merits of the case, the present petition is allowed and the order dated 22.09.2020 granting interim bail to the petitioner, is made absolute, subject to the conditions laid down in Section 438 (2) Cr.P.C.

09.03.2021
ishwar

(HARNARESH SINGH GILL)
JUDGE

Whether reasoned/speaking?
Whether reportable?

Yes/No
Yes/No