

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

201

CRM-M-25641-2019

Date of Decision: 27.07.2021

Ranbir Singh and another

....Petitioners.

Versus

State of Haryana

....Respondent.

CORAM: HON'BLE MR. JUSTICE LALIT BATRA

Present: Mr. Keshav Pratap Singh, Advocate for the petitioners.

Mr. Vikrant Pamboo, Deputy Advocate General,
Haryana.

Lalit Batra, J.(Oral)

Case has been taken up for hearing through Video Conferencing.

This is a petition under Section 438 Cr.P.C. for grant of pre-arrest bail to petitioners in case FIR No.75 dated 16.04.2019 under Sections 120-B, 406 and 420 IPC, registered at Police Station Chhainsa, District Faridabad.

Learned State counsel, on instructions from Sub Inspector Sukhbir Singh, submits that in compliance of order dated 31.05.2019, petitioner No.1 – Ranbir Singh has already joined investigation and is not required for further investigation or any kind of custodial interrogation. He further submits that vide order dated 31.05.2019, interim pre-arrest bail was granted to petitioner No.2 – Trilok subject to his making payment of Rs.5 lakhs through cheque/draft favouring complainant – Satbir S/o Harendra Singh, resident of village Mohna, District Faridabad.

He further submits that though petitioner No.2 – Trilok had joined

investigation but did not make compliance of abovesaid order, in terms of which, he was required to pay a sum of Rs.5 lakhs through cheque/draft favouring complainant and as such order granting interim pre-arrest bail to petitioner No.2 – Trilok may be vacated.

A bare perusal of records of the case reveals that interim pre-arrest bail was granted to petitioner No.2 – Trilok but it was subject to the condition that he was required to pay a sum of Rs.5 lakhs through cheque/draft favouring complainant – Satbir but despite seeking number of adjournments, compliance of order dated 31.05.2019 was not made.

In view of above, order dated 31.05.2019 granting interim bail to petitioner No.1 – Ranbir Singh is made absolute. Petitioner No.1 – Ranbir Singh shall abide by the conditions as laid down under Section 438(2) Cr.P.C. in letter and spirit. However, as petitioner No.2 – Trilok did not make compliance of order dated 31.05.2019 in letter and spirit and that too despite seeking several adjournments, order granting interim pre-arrest bail to petitioner No.2 – Trilok is recalled and resultantly application moved by petitioner No.2 – Trilok for grant of pre-arrest bail is dismissed.

Petition is disposed of accordingly.

(LALIT BATRA)
JUDGE

27.07.2021
D.Gulati

Whether speaking/ reasoned : Yes/ No

Whether Reportable : Yes/ No