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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-30248-2019
Date of decision-01.09.2021

MANOJ KUMAR AGGARWAL

...Petitioner

Vs.

STATE OF HARYANA

...Respondent

CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Mr. D.S. Sobti, Advocate
for the petitioner.

Mr. Sukhdeep Parmar, DAG, Haryana.

MANOJ BAJAJ, J. (ORAL)

This petition has been filed by the petitioner under Section 438 Code of Criminal Procedure for grant of anticipatory bail in case FIR No.111 dated 22.03.2018, under Sections 120-B, 406 & 420 Indian Penal Code, 1860, registered at Police Station Civil Line, Kaithal, District Kaithal. The petitioner apprehended his arrest at the hands of Police, in the above FIR.

Learned counsel for the petitioner has invited the attention of the Court to the order dated 23.07.2019, whereby, the interim protection was extended to the petitioner. The said order reads as under:-

*“Mr. Ankit Aggarwal, Advocate appears,
files vakalatnama on behalf of the complainant
and the same is taken on record.*

*Learned counsel for the petitioner has made
a reference to the Bank Account statement (P-2) of*

M/s Garg Brothers, which indicates that various payments through RTGS were made in favour of M/s Maa Durga Traders and thus, petitioner cannot be held liable for the alleged offences.

Learned State counsel seeks time to verify the payments made by the petitioner to the M/s Maa Durga Traders.

Adjourned to 24.09.2019.

*In the meanwhile, petitioner is directed to join investigation before the Investigating Officer. In the event of his arrest, the Arresting Officer would admit him to interim bail, **till the next date of hearing**, on his furnishing adequate bail and surety bonds to his satisfaction. The petitioner is also directed to abide by all the conditions as envisaged under Section 438(2) of Code of Criminal Procedure, 1973.”*

Learned counsel for the petitioner further contends that in deference to the said order, the petitioner submitted himself before the Police and joined the investigation. According to him, the petitioner cooperated with the Police Authorities during the investigation and furnished requisite bonds to the satisfaction of the Investigating Officer/Arresting Officer.

Learned State counsel who is assisted by SI Mahinder Singh does not dispute this fact that the petitioner has joined the investigation and he is not required for custodial interrogation for the time being. He further states that final report also stands filed.

Considering the above, the petition is allowed and the interim bail granted by this Court vide order dated 23.07.2019 is made absolute.

(MANOJ BAJAJ)
JUDGE

01.09.2021

Vipin kumar

Whether speaking/reasoned :
Whether Reportable :

Yes	No
Yes	No