

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

**CRM-M-38978-2020
Date of decision :29.10.2021**

Naresh Kumar

... Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN

Present: Mr. Vikas Bishnoi, Advocate for the petitioner.

Ms. Geeta Sharma, DAG, Haryana.

AVNEESH JHINGAN, J. (ORAL)

The matter is taken up for hearing through video conference due to COVID-19 situation.

This petition is filed for grant of anticipatory bail in FIR No. 331 dated 14.07.2020, under Sections 186, 189, 34, 342, 353, 365 and 379 of IPC, and later on Sections 7 and 7-A of Prevention of Corruption Act, 1988 added, registered at Police Station Tosham, District Bhiwani.

The following order was passed on 27.11.2020:-

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

Learned counsel for the petitioner submits that the petitioner had already sold his truck to Sonu but due to hypothecation and pending loan installments, the RC could not be transferred in the name of Sonu. Disclosure statement of co-accused Sonu is to the said effect. In

respect of taking ransom on behalf of his relative SDM, statements of Sunil, Naresh Kumar, Subhash Chander and Raj Kumar have been recorded under Section 161 Cr.P.c. in which they have allegedly disclosed that they used to give bribe to the petitioner on monthly basis. The police issued notice of appearance to the petitioner under Section 41-A Cr.P.C., but the petitioner could not appear under the fear of arrest.

Notice of motion for 15.01.2021. Mr. Anant Kataria, D.A.G., Haryana accepts notice on behalf of State of Haryana.

In the meanwhile, petitioner is directed to appear before the SHO/Investigating Officer to join investigation on 04.12.2020 at 11.00 A.M. and in the event of his arrest shall be enlarged on ad interim bail, subject to 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. ”

Learned counsel for the petitioner submits that the petitioner has joined the investigation.

Learned State counsel on instructions submits that the petitioner has joined investigation but in view of the facts revealed by him, further investigation may be necessary from the petitioner.

The interim bail granted vide order dated 27.11.2020 is made absolute, however, the petitioner shall continue to join investigation as and when called for.

Disposed of accordingly.

(AVNEESH JHINGAN)
JUDGE

29.10.2021
JITESH

Whether speaking/reasoned:- Yes/No
Whether reportable:- Yes/No