

Amrit Aggarwal

...Petitioner

Versus

State of Haryana

....Respondent

Coram : Hon'ble Mr. Justice B.S. Walia

Present : Mr. Gagandeep Rana, Advocate for the petitioner.

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**B.S. Walia, J. (Oral)**

[1] Prayer in the petition under Section 438 Cr.P.C. is for grant of pre-arrest bail to the petitioner in case FIR No.433 dated 10.09.2014, registered under Section 407 IPC at Police Station, Manesar, Gurgaon (now Gurugram).

[2] Learned counsel contends that the petitioner has been implicated in a false case, is not named in the FIR and is sought to be arrested in the instant case 07 years after the registration of FIR (Annexure P-1) on 10.09.2014.

[3] Learned counsel further contends that untraced report had also been submitted before the learned trial Court and the same had also been accepted, therefore, in the facts and circumstances of the case, the threat to arrest the petitioner is a gross abuse of the process of law.

[4] Notice of motion.

[5] Mr. Gurbir Dhillon, learned AAG, Haryana, accepts notice and on instructions from *SI Sunil Kumar* states that the plea of the petitioner of untraced report having been filed before the learned trial

incorrect that the petitioner is sought to be arrested as he is not required in the case.

[6] In view of the statement of learned State Counsel, learned counsel for the petitioner states that he does not press the instant petition and the same may be disposed of as having become infructuous.

[7] In view of the statement of learned counsel for the parties, the instant petition is *disposed of* as having become infructuous.

(B.S. Walia)  
Judge

14.10.2021  
'Rajneesh'

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