

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

(207)

CRM-M-41758-2020
Date of decision: 02.11.2021

Rajesh Kumar

... Petitioner

Versus

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE SUVIR SEHGAL

Present:- Mr. Munish Behl, Advocate for the petitioner.

Mr. Gurmeet Singh, AAG, Haryana
for the respondent-State.

...

SUVIR SEHGAL, J. (Oral)

Instant petition has been filed under Section 438 of the Code of Criminal Procedure, 1973 for grant of anticipatory bail in FIR No.0123 dated 12.09.2020, registered for offences under Sections 420, 467, 468, 471 and 120-B of the Indian Penal Code, 1860 and Section 61 of the Punjab Excise Act, 1914 (Sections 308, 201 and 419 of the Indian Penal Code, 1860 and Sections 63A and 72A of the Punjab Excise Act, 1914 and Sections 63 and 63A of Copy Right Act, 1957 were added later on), at Police Station Panjokhra, District Ambala (Annexure P-1).

While issuing notice of motion, this Court passed the following order on 11.12.2020:-

“Learned counsel for the petitioner contends that the petitioner has been falsely implicated in the present case without he being even remotely connectected with the alleged offence. It has been

submitted that in fact the petitioner is a Delhi based businessman dealing with the mobile accessories etc. He further contends that the petitioner has been arrayed as an accused in the crime in question on the basis of an alleged disclosure statement of main accused-Gourav Rana.

Notice of motion for 19.01.2021.”

Reply by way of affidavit of Deputy Superintendent of Police, Ambala was filed before this Court and after considering the same and keeping in view the fact that the petitioner is not involved in any other case of similar nature, this Court vide order dated 19.01.2021 granted interim bail to the petitioner.

Upon instructions from S.I. Jarnail Singh, State counsel submits that the petitioner has joined the investigation and is no longer required for custodial interrogation.

In view of the above fact, but without commenting on the merits of the case, the present petition is allowed. Order dated 19.01.2021 is made absolute, subject to the conditions laid down in Section 438 (2) of the Code of Criminal Procedure.

(SUVIR SEHGAL)
JUDGE

02.11.2021
Pardeep

Whether Speaking/Reasoned	Yes
Whether Reportable	Yes/No