

In virtual Court

CRM-M-46812-2019

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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-46812-2019 (O&M)
Date of decision: 19.08.2021

Kulvinder Singh and others

... Petitioners

Vs.

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. Jitender Malik, Advocate
for the petitioners.

Mr. Deepak Kumar Grewal, DAG, Haryana.

ARVIND SINGH SANGWAN, J. (ORAL)

Prayer in this petition is for grant of anticipatory bail in FIR No.359 dated 02.10.2019 under Sections 406/420 IPC, registered at Police Station Pinjore, District Panchkula.

While granting interim bail to the petitioners, following order was passed by this Court on 02.11.2019: -

“...It is contended by learned counsel for the petitioners that case against the petitioners is totally concocted. Earlier also; the complainant had caused injuries to the petitioners. On that account, the petitioners had got registered an FIR against the Complainant in June 2019. At the same time, complainant also had registered an FIR against the petitioners, for the alleged injuries caused by the petitioners to him. However, to further

wreck the vengeance, present case has also been concocted by the complainant without any basis. It is submitted by learned counsel for the petitioners that neither the complainant is even claiming any document to show that he had paid any money to the petitioners nor even the dates and time of alleged payment of money are mentioned in the FIR. Otherwise also, once the parties are in criminal litigation, then there is no question of petitioners taking any money from the complainant...”

Learned counsel for the petitioners submits that in compliance of the aforesaid order, the petitioners have joined the investigation and are no more required for further investigation. It is further submitted that a period of 01 year and 10 months has passed and there is no complaint against the petitioners and they have not misused the concession of interim bail.

Learned State counsel, on instructions from the Investigating Officer, has submitted that though the petitioners have joined the investigation, however, no amount has been recovered.

After hearing learned counsel for the parties and considering the aforesaid submissions, this petition is allowed and the interim bail granted to the petitioners vide order dated 02.11.2019 is made absolute subject to the conditions envisaged under Section 438 (2) Cr.P.C.

[ARVIND SINGH SANGWAN]
JUDGE

19.08.2021
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Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No