

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

203

CRM-M-54088 of 2019 (O&M)
Date of Decision : 10.08.2021

Raja Ram

...Petitioner

Versus

State of Haryana and another

...Respondents

(Through video conferencing)

CORAM: *HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI*

Present: Mr. Sandeep Verma, Advocate for the petitioner.

Mr. Gaurav Bansal, AAG, Haryana.

Mr. D.K. Sharma, Advocate
for the respondent No.2/complainant.

Harsimran Singh Sethi, J. (Oral)

CRM-M-54088 of 2019

Petitioner is seeking anticipatory bail in FIR No.462 dated 27.11.2019 registered under Sections 370, 406, 420 and 506 IPC at Police Station Madlauda, District Panipat.

Learned counsel for the petitioner contends that the petitioner has joined investigation in terms of order passed by this Court on 18.12.2019. Order dated 18.12.2019 is as under:-

“Learned counsel for the petitioner submits
that the petitioner is a *bona fide* purchaser of one
acre of land from the father of the complainant

and therefore, if the proceeds of that sale were used to pay anybody else for obtaining a visa for the complainants' son to go to USA, the petitioner cannot be held responsible for that.

Without making any comment at this stage on the actual merits of the case, let notice of motion be issued, returnable on 21.1.2020.

In the aforesaid circumstances, in the meanwhile, upon the petitioner joining investigation and complying with all conditions stipulated in Section 438(2) of the Cr.P.C., if he is sought to be arrested, he shall be released on bail, on his furnishing adequate bail and surety bonds to the satisfaction of the arresting officer/Ilaqa Magistrate.

If the investigating officer does not actually join the petitioner in investigation, he would appear before the learned Ilaqa Magistrate immediately, who would then summon the arresting officer and direct him to join him in investigation, in terms of the order of this Court.”

Learned State counsel, who has joined the proceedings through video conference, on instructions from ASI Raj Kumar states that in terms of the order of this Court reproduced before, the petitioner has joined the investigation and no further interrogation is required.

In view of the above, the order dated 18.12.2019 passed by this Court granting interim bail to the petitioner is made absolute.

However, the petitioner shall abide by the conditions stipulated under Section 438(2) Cr.P.C. He shall also join investigation as and when called upon to do so.

In case at any given point of time hereinafter, it is felt by the

Investigating Agency that petitioner is required for the investigation but is not co-operating, it will be at liberty to approach this Court for passing appropriate orders.

The petition stands disposed of.

CRM-15848 of 2021

Application is disposed of having been rendered infructuous.

August 10, 2021

(HARSIMRAN SINGH SETHI)

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JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No