

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

203/2

CRM-M-53883-2018

Date of decision : 15.11.2021.

Bhopal Singh

... Petitioner

Versus

State of Haryana

.. Respondent

CORAM :HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present:- Mr. Raj Kapoor Malik, Advocate for the petitioner.

Mr. Anant Kataria, DAG, Haryana.

Mr. Ivaan Singh Khosa, Advocate for

Mr. Shiv Kumar, Advocate for the complainant.

Anupinder Singh Grewal, J. (Oral)

The petitioner is seeking anticipatory bail in FIR No.319 dated 09.09.2018 under Sections 406/420/34 IPC, registered at Police Station Madhuban, District Karnal.

Learned counsel for the petitioner contends that no specific role has been attributed to the petitioner and it is alleged in the FIR that the complainant had given rice to M/s Maa Durga Traders and he had not been paid for the same. He, however, contends that the petitioner did not have any connection with M/s Maa Durga Traders.

A Coordinate Bench of this Court, by order dated 07.12.2018 had passed the interim order in the same terms as in CRM-M-46947 of 2018 whereby the petitioners therein were directed to appear before the Investigating Officer and join investigation and in the event of their arrest, they were ordered to be released on ad-interim bail to the satisfaction of the Investigating/Arresting Officer, subject to the conditions envisaged under

Section 438(2) Cr.P.C.

Learned State counsel, upon instructions from ASI Arvind Kumar, states that although the petitioner has joined investigation but he is not disclosing the whereabouts of co-accused Sanjay Aggarwal, who is the owner of M/s Maa Durga Traders.

Learned counsel for the complainant, however, contends that in view of the serious allegations against the petitioner, he is not entitled to the concession of anticipatory bail. He also contends that the complainant had given the rice to M/s Maa Durga Traders and M/s Maa Durga Traders in turn had given the rice to the petitioner but the payment had not been made to the complainant.

In view of the above and the petitioner having joined investigation, the Covid-19 Pandemic, the order dated 07.12.2018 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.

The petition stands disposed of.

(ANUPINDER SINGH GREWAL)
JUDGE

November 15, 2021
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Whether speaking/reasoned	:	Yes/No
Whether Reportable	:	Yes/No