

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

208

CRM-M-11377-2022

Date of Decision: 08.08.2022

Mange Ram

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present: Mr. Aditya Sanghi, Advocate, for the petitioner.

Mr. Rahul Mohan, DAG, Haryana,
assisted by SI Bijender Singh.

GURVINDER SINGH GILL, J. (Oral)

1. The petitioner has approached this Court seeking grant of anticipatory bail in respect of a case registered against him vide FIR No.95 dated 22.06.2021 at Police Station Ding, District Sirsa, Haryana, under Sections 120-B/409/420/467/468/471 IPC.
2. Vide order dated 29.03.2022, this Court passed the following order:

“Learned counsel has argued that as per allegations in the FIR, son of the petitioner, namely, Pardeep Kumar alongwith his accomplice Amanjot Singh, allegedly embezzled the sum of Rs.83 lakhs of complainant-Sarv Haryana Gramin Bank and there is no accusation against the petitioner, who has been falsely implicated on the basis of the disclosure statement made by co-accused-Pardeep Kumar. He submits that in the first two statements of co-accused-Pardeep Kumar, there is no allegations against him and it was on the third occasion, the petitioner was implicated on the ground that a sum of Rs.2,88,000/- has been utilized by co-accused Pardeep Kumar to clear the debt of his father. He submits that in the given facts his custodial interrogation may not be

necessary particularly, when his son and other accomplices are already in custody.

Learned State counsel assisted by Insp. Kashmiri Lal though prays for time to seek detailed instructions, but does not dispute this fact that as per allegations the accusations are against the son of the petitioner and his co-employee.

Adjourned to 08.08.2022.

Meanwhile, the petitioner shall join the investigation and would come present as and when called for and in the event of arrest, the petitioner shall be admitted to interim bail on his furnishing personal and surety bonds to the satisfaction of Arresting/Investigating Officer. The petitioner shall also abide by the conditions as specified under Section 438(2) Cr.P.C.”

3. Learned counsel for the petitioner has submitted that in the present case, the allegations are mainly against the son of the petitioner as regards the alleged embezzlement of Rs.83 lakhs and that the petitioner otherwise is alleged to have benefited of an amount to the tune of Rs.2,88,000/-. It has further been submitted that the petitioner’s son had already been arrested and released on bail.
4. Learned State counsel has filed reply by way of affidavit of Mr. Dharam Vir, DSP, Sirsa, which is taken on record. Learned State counsel upon instructions has, however, informed that pursuant to interim directions issued by this Court, the petitioner has since joined investigation and is not required for any custodial interrogation.
5. Having regard to the aforestated position, wherein the petitioner is stated to have joined investigation and is not required for any custodial interrogation, the petition is accepted and the interim directions issued by this Court vide order dated 29.03.2022 are hereby made absolute subject

to the condition that the petitioner shall join investigation as and when called upon to do so and cooperate with the Investigating Officer and shall also abide by the conditions as provided under Section 438 (2) Cr.P.C.

08.08.2022

Vimal

(GURVINDER SINGH GILL)
JUDGE

Whether speaking/reasoned: **Yes/No**

Whether reportable: **Yes/No**