

201 IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

Date of Decision: 17.05.2022

(1) CRM-M-18307-2021(O&M)

Lokesh Partap Singh @ Lokesh Rana ...Petitioner

Versus

State of Haryana ...Respondent

(2) CRM-M-24351-2021(O&M)

Manoj Kumar ...Petitioner

Versus

State of Haryana ...Respondent

(3) CRM-M-19564-2021(O&M)

Pushpender Singh ...Petitioner

Versus

State of Haryana ...Respondent

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present: Ms. Poorva Gupta, Advocate for
Mr. Akshit Aggarwal, Advocate, for the petitioner
in CRM-M-Nos.18307 & 24351 of 2021.

Ms. Harpreet Kaur, Advocate, for the petitioner
in CRM-M-19564-2021.

Mr. Rahul Mohan, DAG, Haryana assisted by ASI Mehar Lal.

Ms. Vishali Kamboj, Advocate for
Mr. R.S.Budhwar, Advocate for the complainant.

GURVINDER SINGH GILL, J. (Oral)

1. This order shall dispose off aforementioned three petitions

filed on behalf of Lokesh Partap Singh @ Lokesh Rana, Manoj Kumar and

Pushpender Singh seeking grant of anticipatory bail in case FIR No.48

dated 06.04.2021 under Sections 34, 406, 420, 506 of IPC registered at Police Station Sadar Jagadhri, District Yamuna Nagar.

2. The FIR was lodged at the instance of Deputy Singh, wherein it has been alleged that the accused had induced him to deliver an amount of ₹15 Lakhs on the pretext of providing a job for his son in Railways Department. However, the accused despite having received an amount of ₹11 Lakhs, no job was made available for complainant's son and that as such, the petitioners have been deprived of an amount of ₹11 Lakhs. During the course of preliminary hearing before this Court, the petitioners had offered to deposit some amount before the trial Court so as to show their *bona fide*. While Manoj and Pushpender Singh have deposited an amount of ₹3 Lakhs each, Lokesh Partap Singh @ Lokesh Rana has deposited an amount of ₹5 Lakhs.

3. Learned State counsel upon instructions from ASI Mehar Lal has informed that pursuant to interim directions issued by this Court, the petitioners have joined investigation and are not required for any custodial interrogation. It has, however, been informed that while Lokesh Partap Singh @ Lokesh Rana is involved in one more case and Pushpender Singh stands involved in three other cases.

4. I have considered rival submissions addressed before this Court.

5. Having regard to the nature of allegations and the fact that the petitioners have already joined investigation and not required for any custodial interrogation, all the three petitions are hereby accepted and the interim directions issued by this Court vide orders dated 11.05.2021,

30.06.2021 and 18.05.2021 are hereby made absolute subject to the condition that the petitioners 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. It is however directed that the amount as deposited by the petitioners shall be invested in some FDRs in some nationalized bank, in case the same has not already been invested. The Bank Manager concerned shall not entertain any request for encashment of the said FDRs, In case, the petitioners are found innocent and are acquitted and such acquittal attain finality, they shall be entitled to the proceeds of the FDRs. However, in case they are found guilty and their conviction attain finality, it is the complainant who shall be entitled to the proceeds of the such FDRs.

6. A photocopy of this order be placed on the files of each connected case.

17.05.2022
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(GURVINDER SINGH GILL)
JUDGE

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