

202 IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-35914-2021 (O&M)

Date of decision: 07.02.2022

Mahender Singh

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE SANT PARKASH

Present:- Mr. Kuldip Singh, Advocate
for the petitioner.

Mr. A. S. Narwal, DAG, Haryana

SANT PARKASH, J. (ORAL)

Case is taken up for hearing through video conferencing.

Through this petition, petitioner seeks anticipatory bail under Section 438 Cr. P. C. in case FIR No. 09 dated 08.01.2019 registered under Sections 406, 420, 467, 468, 471, 120-B IPC at Police Station Dhand District Kaithal.

On 02.09.2021, a Co-ordinate Bench of this Court has passed the following order :-

Heard through video conferencing.

By referring to the certificate dated 03.06.2019 (Annexure P-3), counsel for the petitioner contends that the loan raised against Kisan Credit Card (KCC) limit of Rs.11.00 lacs has been repaid through One Time Settlement and the petitioner-borrower has deposited the full OTS amount of Rs.7.50 lacs. He submits that case of the petitioner is at par with that of coaccused, Suresh Kumar, who has been granted interim protection by this Court, vide order dated

30.06.2021, which has been made absolute, vide order dated 25.08.2021 passed in CRM-M-24476 of 2021.

Notice of motion.

On asking of the Court, Mr. Gurmeet Singh, Assistant Advocate General, Haryana accepts notice on behalf of the respondent-State.

List on 07.02.2022.

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

Learned State counsel on instructions from SI Shamsheer Singh, submits that the petitioner has joined the investigation and his custodial interrogation is not required.

In view of the above and the petitioner having joined the investigation, the order dated 02.09.2021 passed by the Co-ordinate Bench of this Court is made absolute, subject to the conditions envisaged under Section 438(2) Cr.P.C.

Disposed of accordingly.

(SANT PARKASH)

JUDGE

07.02.2022

Riya

Whether reasoned/speaking? Yes/No

Whether reportable? Yes/No