

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

CRM-M-28873-2019 (O&M)

Date of decision: 21.03.2022

Pankaj Goyal

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present:- Mr. A. P. S. Deol, Sr. Advocate with
Mr. Vishal Lamba, Advocate
for the petitioner.

Mr. Deepak Kumar Grewal, DAG, Haryana.

Mr. Vikram Singh, Advocate
for the complainant.

(Through video conferencing)

ARVIND SINGH SANGWAN, J. (Oral)

The petitioner prays for grant of anticipatory bail in FIR No. 595 dated 15.06.2019, registered under Sections 406, 420, 506, 467, 468, 471 and 120-B of the IPC at Police Station Chandni Bagh, Panipat, District Panipat.

The operative part of the order dated 10.07.2019, vide which the petitioner has been granted interim bail, is reproduced below:

“Learned counsel for the petitioner submits that the complainant has not gone to the authorities with clean hands. Complainant has given wrong version of the facts. In fact, petitioner had taken a premises belonging to the complainant on rent for the manufacturing purposes. The complainant was supplying raw material. However, after some time the complainant supplied the defective raw

material which was returned by the petitioner. But, the complainant intended not to accept the returned material. Instead, he misused the security cheques which had been given by the petitioner as advance security for supply of the raw material. Still further it is submitted that there is no fabrication of any document at the end of petitioner. It is also submitted that if at all the complainant has any grievance, he can file suit for redressal of his grievance by availing civil remedies. The complainant is already facing an FIR for forcibly dispossessing the petitioner from the above-said rented premises and for misappropriating his goods worth crores of rupees.

Notice of motion.”

Thereafter, vide order dated 01.09.2021, the petitioner was directed to rejoin investigation.

A status report, by way of affidavit of Additional Superintendent of Police, Samalkha, District Panipat has been filed in Court today and in para No. 3 (xiv) and (xv), it is stated that the petitioner and co-accused Ravinder Goyal have joined investigation and they are no more required for any further investigation.

Learned counsel for the complainant submits that there are allegations of cheating against the petitioner and co-accused Ravinder Goyal.

After hearing learned counsel for the parties, without making any comment on the merits of the case, considering the fact that the petitioner was granted interim bail on 10.07.2019 and since then a period of about two and a half year has lapsed and there is no complaint that in the intervening period, the petitioner has misused the interim bail, the present

petition is allowed and the interim bail granted to the petitioner, vide order dated 10.07.2019, is made absolute subject to the conditions envisaged under Section 438(2) Cr.P.C.

21.03.2022

Waseem Ansari

(ARVIND SINGH SANGWAN)
JUDGE

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No