

HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

101-209

CRM-M-43207-2022 (O&M)

Date of Decision: 29.09.2022

Vijay Tanwar

... Petitioner

VS.

State of Haryana

... Respondent

CORAM: HON'BLE MR.JUSTICE SANDEEP MOUDGIL

Present: Mr. RS Mamli, Advocate for the petitioner

Mr. Chetan Sharma, AAG Haryana

Mr. SS Dinarpur, Advocate for the applicant/complainant

Sandeep Moudgil, J. (Oral)

CRM-37143-2022

Reply filed by the complainant is taken on record subject to all just exceptions.

CRM stands disposed of.

Main case

The petitioner has filed the instant petition under Section 438 Cr.P.C. for grant of anticipatory bail in case bearing FIR No.415 dated 04.08.2022 registered under Section 406/420/506/120-B IPC at Police Station City Thanesar, District Kurukshetra.

Learned counsel for the petitioner *inter alia* contends that pursuant to the order dated 19.09.2022 passed by this Court, the petitioner has joined investigation and is no longer required for investigation of the case.

On the other hand, learned State counsel submits that though the petitioner has joined the investigation but an amount of Rs.5 lakh, involved in the present case, is yet to be recovered.

To controvert the said fact, learned counsel for the petitioner states that the petitioner is a practicing Advocate who has been dragged in the present FIR to settle personal score with the allegation that Rs.5 lakhs was handed over in cash though there is no evidence available on record so far. He further undertakes to join the investigation as and when called upon by the investigating agency.

Heard learned counsel for the parties.

Since the petitioner has joined the investigation and his custodial interrogation is not required, the interim order dated 19.09.2022 is thus made absolute.

However, the petitioner shall continue to join investigation as and when required to do so and shall abide by the terms and conditions, as laid down under Section 438 (2) Cr.P.C.

Disposed off.

29.09.2022

V.Vishal

1. Whether speaking/reasoned?

2. Whether reportable?

(Sandeep Moudgil)
Judge

Yes/No

Yes/No