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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

Date of Decision:22.03.2022

1. CRM-M-53919-2021 (O&M)

Balraj

.. Petitioner

Vs.

State of Haryana

..Respondent

AND

2. CRM-M-54043-2021 (O&M)

Naveen Malik

.. Petitioner

Vs.

State of Haryana

..Respondent

CORAM: HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Mr. Sushil Jain, Advocate for the petitioner(s).

Mr. Sukhdeep Parmar, DAG, Haryana.

...

Manoj Bajaj, J. (Oral)

Petitioners have approached this Court under Section 438 Code of Criminal Procedure to seek anticipatory bail in a case FIR No.132 dated 13.04.2021 registered under Sections 406, 420, 467, 468, 471 and 120-B IPC at Police Station Sadar Gohana, District Sonipat, who apprehend their arrest at the hands of Police.

On 23.12.2021, this Court had passed the following order:

“Learned counsel for the petitioners contends that the allegations in the FIR relate to the agreement to sell dated 23.11.2011 and the beneficiary of the said agreement, namely, Satender Singh has already been released on anticipatory bail vide order dated 01.11.2021 (Annexure P-6). He submits that the petitioners are only attesting witnesses to the said instrument, therefore, in the given facts, their custodial interrogation may not be necessary.

Notice of motion for 22.03.2022.

Meanwhile, the petitioners shall join the investigation and would come present as and when called for

and in the event of arrest, the petitioners shall be admitted to interim bail on their furnishing personal and surety bonds to the satisfaction of Arresting/Investigating Officer. The petitioners shall also abide by the conditions as specified under Section 438(2) Cr.P.C.

A photocopy of this order be placed on the files of connected cases. ”

Learned counsel for the petitioners has stated that in compliance of the above order, the petitioners associated themselves in the investigation and cooperated during interrogation.

Learned State counsel, who is instructed by ASI Krishan Kumar, states that indeed the petitioners have joined the investigation and are not required for custodial interrogation for the time being.

Considering above, the petitions are allowed and the interim bail granted by this Court vide order dated 23.12.2021 is made absolute.

22.03.2022

Jasmine Kaur

(MANOJ BAJAJ)
JUDGE

Whether speaking/reasoned	Yes	No
Whether reportable	Yes	No