

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M No.9610 of 2023
Date of decision: 8th November, 2023

Atul Sethi

... Petitioner

Versus

State of Haryana

... Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present: Mr. Sandeep Singh, Advocate for the petitioner.
Mr. Karan Jindal, Asst. Advocate General, Haryana
for the respondent/State.

MANJARI NEHRU KAUL, J. (ORAL)

1. The petitioner is seeking the concession of bail under Section 438 Cr.P.C. in case FIR No.0052 dated 31.08.2022 under Sections 420, 120-B IPC read with Section 66-D, 75 of the Information & Technology Act, 2000 registered at Cyber Crime Police Station, Gurugram.

2. On 27.02.2023, while noticing the following submissions made by learned counsel for the petitioner, a Coordinate Bench of this Court had granted the concession of interim bail to the petitioner and asked him to join investigation.

“Learned counsel for the petitioner contends that the petitioner was not named in the instant FIR and no specific role has been attributed to him in the investigation conducted by the prosecution. He further contends that the co-accused namely Sachin Taneja

has been granted the concession of anticipatory bail by this Court vide order dated 11.01.2023 (Annexure P-5), passed in CRM-M-42935-2022.”

3. Learned counsel for the petitioner submits that in compliance of the order dated 27.02.2023, the petitioner has joined investigation and cooperated with the investigating agency.
4. Learned State counsel, on instructions, does not dispute the factum of the petitioner having joined investigation and cooperated with the investigating agency. He, on further instructions submits that the petitioner is not required for further investigation much less for his custodial interrogation.
5. In the circumstances, the petition is allowed and the interim order dated 27.02.2023 is made absolute subject to the conditions laid down in Section 438(2) Cr.P.C. Needless to say, in case the petitioner misuses the concession of bail granted to him, the State would be at liberty to seek cancellation of the bail granted to him.

(MANJARI NEHRU KAUL)
JUDGE

November 8, 2023
rps

Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No