

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

**CRM-M-11606-2021 (O&M)
Date of Decision: 07.12.2023**

Ashok Kumar and others

...Petitioners

Vs.

State of Punjab

...Respondent

CORAM:- HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present: Mr. Sukhdeep Singh, Advocate for
Mr. A.D. S. Sukhija, Advocate
for the petitioners.

Mr. Mohit Kapoor, Addl. AG, Punjab.

Mr. Jashandeep Singh Bains, Advocate for
Mr. Dharambir Bhargav, Advocate
for the complainant.

MANJARI NEHRU KAUL, J. (Oral)

The petitioners are seeking the concession of anticipatory bail under Section 438 of the Cr.P.C. in case FIR No.345 dated 31.12.2020 under Sections 420, 406, 120-B IPC registered at Police Station Sirhind, District Fatehgarh Sahib.

2. Learned counsel for the petitioner does not press the present petition qua petitioner No.1.

3. Dismissed as not pressed.

4. Vide order dated 30.03.2022 the petitioner had been granted interim anticipatory bail with direction to join investigation and the relevant part of the said order reads as under:-

“Learned counsel for the petitioner has submitted that petitioner No.1 Ashok Kumar is ready to pay an amount of Rs.15 lacs but would need 08 months for the same. He has further submitted that in the first instance, an amount of Rs.5,00,000/- would be paid to the complainant within a period of 04 months without prejudice his rights and without admitting his guilt.”

3. Learned counsel for the petitioner submits that in compliance of order dated 30.03.2022, the petitioners have joined investigation and cooperated with the investigating agency.

4. Learned State counsel does not dispute the factum of the petitioner Nos. 2 to 4 having joined investigation and cooperated with the investigating agency. He submits that the petitioner Nos. 2 to 4 are not required for further investigation much less for his custodial interrogation.

5. In view of the above, the petition is allowed and interim order dated 30.03.2022 is made absolute subject to the conditions laid down in Section 438(2) Cr.P.C. Needless to say, in case the petitioner Nos. 2 to 4 misuses the concession of bail granted to them, the State would be at liberty to seek cancellation of the bail granted to them.

6. Pending applications, if any, shall stands disposed of.

(MANJARI NEHRU KAUL)
(JUDGE)

07.12.2023

kv

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