

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

(207)

CRM-M-15168-2023
DATE OF DECISION:-16.05.2023

Ishwar and another

...Petitioner

vs.

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE HARKESH MANUJA

Present: Mr.Dushyant Rana, Advocate, for the petitioner.

Mr. Ramesh Kumar Ambavta, AAG, Haryana.

HARKESH MANUJA, J.

(1) By way of present petition filed under Section 438 of the Code of Criminal Procedure, 1973, petitioner prays for grant of anticipatory bail in case FIR No.393 dated 28.10.2022 under Sections 420, 467, 468, 471, 506 IPC and 66C, 66D, 74 IT act, registered at Police Station Sadar Narwana, District Jind.

(2) On 24.03.2023, this Court has passed the following orders:

“Learned counsel inter alia submits that the petitioners have no role to play in the alleged offence and have been implicated merely being parents of Abhishek and Ankush against whom specific allegations have made in the FIR. He further submits that still, in order to show his bona fide, the petitioners are ready to deposit a sum of Rs.1.5 Lakhs out of their own free will before the Illaqa Magistrate.

Notice of motion.

Mr.Sumit Jain, Additional Advocate General, Haryana, appears and accepts notice on behalf of respondent-State.

Adjourned to 16.05.2023.

Meanwhile, the petitioners shall join the investigation as and when required/called upon to do so and in the event of his arrest, they shall be released on interim bail to the satisfaction of

Arresting/Investigating officer and shall also strictly abide by all the conditions as laid down in Section 438(2) Cr.P.C. ”

(3) Learned counsel for the petitioner states that in pursuance of order dated 24.03.2023 passed by this Court, petitioner has already joined investigation. He also submits that a draft of Rs.1.5 Lakhs was though sought to be deposited before the trial Court, however, the same was never accepted. Considering the aforesaid, trial Court is requested to accept the draft of Rs.1.5 Lakhs, in case, the petitioner offers the same within a period of 7 days from today.

(4) The above factual position is duly acknowledged by learned State counsel, on instructions from ASI Naresh, by submitting that the petitioner has joined investigation and his custodial interrogation is no longer required in this case.

(5) Considering the fact that petitioner has already joined the investigation, the petition is allowed. Interim order dated 24.03.2023 is hereby made absolute, subject to all the conditions as envisaged under Section 438(2) Cr.P.C.

16.05.2023
anil

(HARKESH MANUJA)
JUDGE

whether speaking/reasoned: Yes/No
whether reportable: Yes/No