

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

205

CRM-M-15866-2023

Date of decision: 08.08.2023

Sachin Chaurasiya

.....Petitioner

Versus

State of Haryana

.....Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Mr. Dharamvir Sharma, Advocate
for the petitioner.

Ms. Trishanjali Sharma, DAG, Haryana.

MANJARI NEHRU KAUL, J. (ORAL)

1. The petitioner is seeking the concession of anticipatory bail under Section 438 of the Cr.P.C. in case FIR No.298 dated 29.09.2022 under Sections 408 of the Indian Penal Code, 1860, registered at Police Station Sector 40, Gurugram, District Gurugram.

2. On 29.03.2023, while noticing the following submissions made by the learned counsel for the petitioner, a Coordinate Bench of this Court had granted the concession of interim bail to the petitioner and asked him/her/them to join investigation:-

“The counsel for the petitioner inter alia contends that the petitioner has been falsely implicated in the present case and submits that earlier he was working with KVB Staffing Solutions Pvt. Ltd. but has nothing to do with alleged transaction as per which the petitioner has embezzled amount of Rs.2,65,511/-. The counsel for the petitioner further contends that indeed the petitioner collected cash from delivery boys but thereafter he handed over the same to the Manager of the company namely Ajay Kumar who further used to deposit the same with Sonu, the banking agent of the company. The counsel for the petitioner further submits that no such embezzlement as has been alleged in the FIR has been ever committed by the

petitioner. The counsel for the petitioner submits that the petitioner is ready to join investigation with the police.”

3. Status report by way of affidavit of SI Joginder Singh No.675/GGM, Investigating Officer, P.S. Sector-40, Gurugram has been filed in the Court today which is taken on record subject to all just exceptions.

4. Learned counsel for the petitioner submits that in compliance of order dated 29.03.2023, the petitioner has joined investigation and cooperated with the investigating agency.

5. Learned State counsel, on instructions, does not dispute the factum of the petitioner having joined investigation and cooperated with the investigating agency. She, on further instructions, submits that the petitioner is not required for further investigation much less for his custodial interrogation.

6. In view of the above, the petition is allowed and interim order dated 29.03.2023, is made absolute subject to the conditions laid down in Section 438(2) Cr.P.C.

08.08.2023

(MANJARI NEHRU KAUL)

Vinay

JUDGE

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