

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

213

CRM-M-24768-2023

Date of Decision:31.07.2023

Mohit Walia

.....Petitioner

Vs.

State of Haryana

.....Respondent

CORAM:- HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. Brijender Kaushik, Advocate
for the petitioner.

Mr. Parveen Kumar Aggarwal, DAG, Haryana
assisted by ASI Mahabir Singh.

Mr. Abhinav Kalia, Advocate for
Mr. Anuj Balhara, Advocate for
the complainant.

DEEPAK GUPTA, J.(ORAL)

Prayer in this petition is for grant of anticipatory bail under Section 438 Cr.P.C in case FIR No.98 dated 18.03.2023 registered under Sections 420, 467, 468, 471, 506 of the IPC registered at Police Station Mullana, District Ambala.

On 16.05.2023, following order was passed:

“Prayer in this petition filed under Section 438 Cr.P.C has been made for grant of anticipatory bail to the petitioner in case FIR No.98 dated 18.03.2023 registered under Sections 420, 467, 468, 471, 506 IPC at Police Station Mullana, District Ambala, Haryana.

FIR has been lodged by father of the petitioner, who has alleged that petitioner obtained his signatures to usurp his property and also in the written statement filed in the civil litigation. It is also the allegation that earlier a compromise was effected in CWP No.19285 of 2019 which was also under coercion.

Notice of motion.

Mr. Randhir Singh, Addl. AG, Harayna, accepts notice on

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behalf of the respondent- State. Mr. Anuj Balhara, Advocate has appeared for the complainant and filed his Power of Attorney.

Let status report be filed on or before 31.07.2023.

In the meantime, in case of his arrest, the petitioner shall be released on interim bail subject to the satisfaction of the Arresting Officer/ Investigating Officer. However, it is further directed that the petitioner shall join the investigation as and when so required by the Investigating Officer. He shall not contact any person associated with the case to dissuade him from the investigation in any manner whatsoever and nor shall leave the country without prior permission of the Court. He shall further comply with the conditions stipulated in Section 438(2) Cr.P.C.”

On instructions from ASI Mahabir Singh, it is conceded by learned State counsel that petitioner has since joined the investigation.

In view of the same and having regard to the factual position noticed earlier on 16.05.2023, the petition is allowed and the order dated 16.05.2023 granting interim anticipatory bail to the petitioner, is made absolute.

However, the petitioner shall continue to join the investigation as and when called upon to do so by the Investigating Agency and shall abide by the conditions of Section 438 (2) Cr.P.C.

July 31, 2023
Neetika Tuteja

(DEEPAK GUPTA)
JUDGE

Whether Speaking/reasoned	Yes/No
Whether Reportable	Yes/No