

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

213

CRM-M-31478-2023

Date of decision: 09.10.2023

Anil Giri

.....Petitioner

Versus

State of Haryana

.....Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Mr. Ashok Giri, Advocate
for the petitioner.

Mr. Karan Jindal, AAG, Haryana.

Ms. Kamlesh, Advocate for
Mr. Parminder Singh, Advocate
for the complainant.

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.243 dated 20.05.2023 for the offences under Sections 406, 420, 506 IPC and Section 24 of the Immigration Act, 1983 registered at Police Station Gannaur, District Sonapat.

2. On 03.07.2023, while noticing the following submissions made by the learned counsel for the petitioner, this Court had granted the concession of interim bail to the petitioner and asked him to join investigation:-

“Learned counsel inter alia contends that a perusal of the contents of the FIR reveals that there are no allegations, much less by way of a whisper that any amount out of ` 37.80 lacs given by the complainant for sending his son abroad, was either received by the petitioner or even deposited in his bank account. It has also been contended that the petitioner has no criminal antecedents.”

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3. Learned counsel for the petitioner submits that in compliance of order dated 03.07.2023, 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 view of the above, the petition is allowed and interim order dated 03.07.2023, is made absolute subject to the conditions laid down in Section 438(2) Cr.P.C.

09.10.2023	(MANJARI NEHRU KAUL)
Vinay	JUDGE
Whether speaking/reasoned	: Yes/No
Whether reportable	: Yes/No