

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

207

CRM-M-36464-2022 (O&M)

Date of decision: 07.08.2023

Manoj

.....Petitioner

Versus

State of Haryana

.....Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Mr. Gautam Dutt, Advocate
for the petitioner.

Ms. Trishanjali Sharma, DAG, Haryana.

Mr. Aditya Sanghi, Advocate
for the complainant.

MANJARI NEHRU KAUL, J. (ORAL)

CRM-20361-2023

Prayer in the application is for impleading complainant
Dharam Pal Verma son of Banwari Lal, aged 65 years, r/o House
No.237, Jamawari-122, Hisar, District Hisar-125033 as respondent
No.2.

Notice of the application.

Learned counsel for the petitioner and learned State
counsel accept notice of the application and submit that they have no
objection if the application is allowed.

For the reasons mentioned in the application, the same is
allowed and the complainant is impleaded as respondent No.2.
Amended memo of parties is taken on record subject to all just
exceptions.

CRM-20366-2023

For the reasons mentioned in the application, the same is allowed and copies of statements of accused Haripal and witnesses Anup and Pushpender are taken on record as Annexures R-1 to R-3 respectively, subject to all just exceptions.

Main Case

1. The petitioner is seeking the concession of anticipatory bail under Section 438 of the Cr.P.C. in case FIR No.0577 dated 31.07.2022 under Sections 120-B, 420, 467, 468 and 471 of the Indian Penal Code, 1860, registered at Police Station Hansi City, District Hansi.

2. On 18.08.2022, 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 to join investigation:-

“The learned counsel for the petitioner has submitted that the name of the petitioner was nominated on the basis of disclosure statement of the co-accused and even otherwise also the matter is of a civil dispute, if any, which has been given a criminal flavour. He further submitted that even a suit for specific performance has been filed against the complainant in the present case. He submitted that the petitioner is also involved in three other cases but in two of them he has already been acquitted.”

3. Learned counsel for the petitioner submits that in compliance of order dated 18.08.2023, the petitioner has joined investigation and cooperated with the investigating agency.

4. Learned State counsel assisted by learned counsel for respondent No.2, 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 18.08.2023, is made absolute subject to the conditions laid down in Section 438(2) Cr.P.C.

07.08.2023

(MANJARI NEHRU KAUL)

Vinay

JUDGE

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