

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

208

CRM-M-36016-2023

Date of decision: 09.11.2023

Jagdev Singh

.....Petitioner

Versus

State of Haryana and another

.....Respondents

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Ms. Jaspreet Kaur, Advocate and
Mr. KPS Virk, 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.77 dated 01.04.2023 under Sections 406, 420, 506, 120-B of the Indian Penal Code, 1860, registered at Police Station City Pehowa, District Kurukshetra.

2. On 27.07.2023, 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 for the petitioner, inter alia, submits that totally false allegations have been levelled against the petitioner of having lured the complainant to part with a ₹14,50,000/- on the pretext of sending his son to Portugal. However, instead of sending him to Portugal, the son of the complainant had been sent to Russia, from where he had allegedly gone missing. While drawing the attention of this Court to the allegations levelled in the FIR in question, learned counsel submits that there is not even a shred of whisper against the petitioner of having

received any amount from the complainant for sending his son abroad.”

3. Learned counsel for the petitioner submits that in compliance of order dated 27.07.2023, the petitioner has joined investigation and cooperated with the investigating agency.

4. Learned State counsel, on instructions from SI Hansraj, 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.

5. In view of the above, the petition is allowed and interim order dated 27.07.2023, is made absolute subject to the conditions laid down in Section 438(2) Cr.P.C.

09.11.2023

(MANJARI NEHRU KAUL)

Vinay

JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No