

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M No.42042 of 2022

Date of decision: 14th September, 2023

Parveen Kumar Garg & another

... Petitioners

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present: Mr. G.S. Sawhney, Advocate for the petitioners.

Mr. Mohit Kapoor, Add. Advocate General, Punjab
for the respondent/State.

MANJARI NEHRU KAUL, J. (ORAL)

1. The petitioners are seeking the concession of bail under Section 438 Cr.P.C. in case FIR No.140 dated 08.08.2022 under Section 420 IPC registered at Police Station Kotwali, District Bathinda.

2. On 14.09.2022, while noticing the following submissions made by learned counsel for the petitioners, a Coordinate Bench of this Court had granted the concession of interim bail to the petitioners and asked them to join investigation.

“The learned counsel for the petitioners has submitted that in the present case even as per the allegations contained in the FIR the entire subject matter was pertaining to Rs.2 lacs only and on the face of it, it was a civil dispute, if any, and has submitted that there is an apprehension that the police may arrest the petitioners for a

subject matter which is only Rs.2 lacs and regarding which the GST bills are also genuine and not forged.”

3. Learned counsel for the petitioners submits that in compliance of the order dated 14.09.2022, the petitioners have joined investigation and cooperated with the investigating agency.
4. Learned State counsel, on instructions, does not dispute the factum of the petitioners having joined investigation and cooperated with the investigating agency. He, on further instructions submits that the petitioners are not required for further investigation much less for their custodial interrogation.
5. In the circumstances, the petition is allowed and the interim order dated 14.09.2022 is made absolute subject to the conditions laid down in Section 438(2) Cr.P.C. Needless to say, in case the petitioners misuses the concession of bail granted to them, the State would be at liberty to seek cancellation of the bail granted to them.

(MANJARI NEHRU KAUL)
JUDGE

September 14, 2023
rps

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