

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M No.45612 of 2022
Date of decision: 4th October, 2023

Anand

... Petitioner

Versus

State of UT Chandigarh

... Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present: Mr. R.S. Hooda, Advocate for the petitioner.
Mr. Viranjeet S. Mahal, APP UT Chandigarh
for the respondent/State.

MANJARI NEHRU KAUL, J. (ORAL)

1. The petitioner is seeking the concession of bail under Section 438 Cr.P.C. in case FIR No.65 dated 21.05.2022 under Sections 419, 420, 120-B IPC registered at Police Station East Sector 26, Chandigarh.

2. On 11.04.2023, while noticing the following submissions made by 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.

“Learned counsel for the petitioner inter alia submits that the petitioner has been implicated in the FIR with the allegations that one Vineet intended to appear in his place in a selection process, which was going to be conducted on 21.05.2022, whereas, the petitioner himself was present at the spot along with all his original certificates and never authorized Vineet to appear on his behalf. More than that, the petitioner was never even apprehended by the

complainant or investigating officer while he being available at the spot himself.”

3. Learned counsel for the petitioner submits that in compliance of the order dated 11.04.2023, the petitioner has joined investigation and cooperated with the investigating agency.

4. Learned State counsel, on instructions from SI Sumer Singh from Crime Branch, Chandigarh, 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 the circumstances, the petition is allowed and the interim order dated 11.04.2023 is made absolute subject to the conditions laid down in Section 438(2) Cr.P.C. Needless to say, in case the petitioner misuses the concession of bail granted to him, the State would be at liberty to seek cancellation of the bail granted to him.

(MANJARI NEHRU KAUL)
JUDGE

October 4, 2023
rps

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