

**IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH**

208/3

2023:PHHC:102861

CRM-M-59704-2022 (O&M)

Date of decision: August 9th, 2023

Shalu Tyagi

.....Petitioner

Versus

State of Haryana

.....Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Mr. Gaurav Mohunta, Mr. Nishant Arora
and Mr. Satyam Rathi, Advocates
for the petitioner.

Ms. Trishanjali Sharma, Deputy Advocate General,
Haryana.

Mr. Keshav Pratap Singh, Advocate
with Mr. Priyavrat Parashar, Advocate
for respondent No.2.

MANJARI NEHRU KAUL, J. (ORAL)

CRM-13942-2023

Prayer in this application is for impleading complainant-
Aryan Aggarwal as party respondent No.2.

For the reasons mentioned in the application, the same is
allowed and complainant-Aryan Aggarwal is impleaded as party
respondent No.2.

Amended memo of parties appended along with the
application is taken on record.

CRM-M-59704-2022 (O&M)

Prayer in this petition is for grant of anticipatory bail to the
petitioner in case FIR No.395 dated 28.07.2022 under Sections 420,
406, 120-B, 467, 468 and 471 of the IPC registered at Police Station

Ambala City, District Ambala.

Vide order dated 21.12.2022 passed by a coordinate Bench, the petitioner had been granted interim anticipatory bail with direction to join investigation and the relevant part of the said order reads as under:-

“Learned counsel for the petitioner contends that the FIR has been registered on the complaint of Aryan Aggarwal, against Vikas Tyagi @ Vikas Kumar and his brother Abhishek Tyagi, who are husband and brother-in-law of the petitioner; that the allegation against the petitioner is that the alleged amount of Rs. 23,50,000/- was handed over to her in the presence of her husband and her brother-in-law; that the petitioner is a house wife and there is no occasion to involve her in the alleged money transaction; that out of the disputed amount, a handsome amount has already been paid to the complainant; that at one juncture, a compromise was effected between the parties and that co-accused Vikas Tyagi @ Vikas Kumar and Abhishek Tyagi, are on bail.”

Learned counsel for the petitioner submits that in compliance of order dated 24.03.2023, the petitioner has joined investigation and cooperated with the investigating agency.

Learned State counsel, on instructions from ASI Salinder, 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.

In view of the above, the petition is allowed and interim order dated 24.03.2023, 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 her, the State would be at liberty to seek cancellation of the bail.

August 9th, 2023
Puneet

(MANJARI NEHRU KAUL)
JUDGE

Whether speaking/reasoned

:

Yes

Whether reportable

:

No