

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

(205)

2024:PHHC:051281
CRM-M-1667-2024
Date of Decision: 16.04.2024

Manoj --Petitioner

Versus

State of Haryana --Respondent

CORAM:- HON'BLE MR. JUSTICE GURVINDER SINGH GILL.

Present:- Mr. Sandeep Yadav, Advocate for the petitioner.

Mr. Ramender Singh Chauhan, AAG, Haryana.

FIR	Dated	Police Station	Sections
22	06.10.2023	Cyber Jhajjar, District Jhajjar	406, 419, 420 and 120-B IPC

GURVINDER SINGH GILL.J (Oral)

1. The petitioner seeks grant of anticipatory bail in respect of the
aforementioned FIR.
2. At the time of issuance of notice of motion, the following order
was passed on 12.01.2024:-

*“The petitioner seeks grant of anticipatory bail in
respect of a case registered vide FIR No.22, dated 6.10.2023 at
Police Station Cyber Jhajjar, District Jhajjar under Sections
406, 419, 420 and 120-B of Indian Penal Code.*

*Learned counsel for the petitioner submitted that
the petitioner has been falsely implicated in the present case
and that the entire amount in question had been transferred
into the bank account of co-accused Anu, who already stands
arrested. It has further been submitted that the petitioner, in
any case, in order to prove his bona-fides is willing to deposit
an amount of Rs.54,000/- before the Trial Court.*

Notice of motion for 16.4.2024.

*Meanwhile, in the event of arrest, the petitioner be
released on interim bail subject to his furnishing personal*

bonds and surety bonds to the satisfaction of Arresting/Investigating Officer. However, the petitioner shall join the investigation as and when called upon to do so and cooperate with the Investigating Officer and shall also abide by the conditions as provided under Section 438 (2) Cr.P.C.

The aforesaid directions shall, however, be subject to the condition that the petitioner, as per his offer, shall deposit an amount of Rs.54,000/- before the Trial Court/Illaqa Magistrate within a period of 4 weeks from today. Upon deposit of such amount, the Trial Court/Illaqa Magistrate shall get the same invested in some FDR with some Nationalized Bank with a specific direction to Manager of the bank concerned not to entertain any request for encashment of the same except under orders of the Court.”

3. Learned State counsel, upon instructions from ASI Sandeep has informed that pursuant to interim directions, the petitioner has since joined investigation and he is not required for any custodial interrogation. It has also been informed that the petitioner is not involved in any other case.

4. Having regard to the aforestated position, wherein the petitioner is stated to have joined investigation and is not required for any custodial interrogation, the petition is accepted and the interim directions issued by this Court vide order dated 12.01.2024 are hereby made absolute, subject to the condition that the petitioner shall join investigation as and when called upon to do so and cooperate with the Investigating Officer and shall also abide by the conditions as provided under Section 438(2) Cr.P.C. It is further directed that the amount of Rs.54,000/- as is stated to have been deposited by the petitioner shall be kept intact till the conclusion of the proceedings before the Trial Court. In case the proceedings end in conviction and such conviction attains finality, the aforesaid amount shall be released in favour of the complainant. However, in case the petitioner is

acquitted and such acquittal attains finality, the aforesaid amount shall be released in favour of the petitioner.

5. Petition is disposed of in the above terms.

(GURVINDER SINGH GILL)
JUDGE

16.04.2024

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Whether speaking/reasoned:	Yes/No
Whether Reportable:	Yes/No