

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M-2788-2024
Date of decision: 22.02.2024

Jagdeep SinghPetitioner.

Versus

State of HaryanaRespondent.

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

Present:- Mr. G.S. Salana, Advocate,
for the petitioner.

Mr. Surender Singh, AAG, Haryana.
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SANJIV BERRY, J. (ORAL)

1. Mr. Dhruv Gupta, Advocate, has entered appearance on behalf of the complainant and filed his vakalatnama. The same is taken on record.
2. By way of present petition filed under Section 438 Cr.P.C, the petitioner seeks anticipatory bail in case FIR as under: -

FIR No.	Dated	Sections	Police Station
253	02.11.2023	420, 406, 506 IPC	Panjokhra, District Ambala

3. Learned counsel for the petitioner submits that in compliance to the order dated 01.02.2024, the petitioner has joined the investigation.

4. Learned counsel appearing on behalf of the complainant assisting the learned State counsel has opposed the bail application by arguing that the petitioner had committed fraud with the complainant and as such, he does not deserve concession of bail.

5. Considering the submissions in light of the documents on record, it is observed that during the course of hearing on 01.02.2024, following order had been passed: -

'2. It is, inter alia, contended by learned counsel for the petitioner that the petitioner is innocent and has been falsely implicated in this case which is purely of civil nature. He further contends that the petitioner has already filed a civil suit in the Court of learned Civil Judge (Senior Division), Ambala, challenging the sale deed in question dated 28.12.2018.

3. Learned counsel for the petitioner contends that instant petition has been preferred just to harass the petitioner.

4. Notice of motion.

5. On the asking of the Court, Mr. Surender Singh, AAG, Haryana, present in Court, accepts notice on behalf of the State-respondent and prays for time to file the status report/reply in the matter.

6. Adjourned to 15.02.2024.

7. Needful be done well before the date fixed with an advance copy to the counsel opposite.

8. In the meanwhile, the petitioner is hereby directed to join investigation within seven days from today and in the event of his arrest, he is ordered to be released on interim bail on his furnishing personal/surety bonds to the satisfaction of the Arresting

Officer/Investigating Officer. He shall also abide by conditions as envisaged under Section 438(2) Cr.P.C. ’

6. Learned State counsel on instructions from ASI Ved Parkash, informs the Court that the petitioner has joined the investigation and is neither required for further investigation nor for any custodial interrogation.

7. Keeping in view the above submissions made by learned State counsel and the fact that the petitioner had joined the investigation consequent to the order dated 01.02.2024 passed by this Court, interim bail granted vide order dated 01.02.2024 is hereby confirmed, subject to conditions as envisaged under Section 438(2) Cr.P.C. Further the petitioner is directed to join investigation as and when required in future by way of written notice for such purpose to be served by Investigating Officer of this case upon the petitioner; he will not tamper with the evidence nor will influence the witnesses and will not leave the country without prior permission of the Court.

8. The petition stands allowed.

9. It is made clear that anything contained hereinabove shall not be construed to be an expression of opinion on the merits of the case.

22.02.2024
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(SANJIV BERRY)
JUDGE

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| i) | Whether speaking/reasoned? | Yes/No |
| ii) | Whether reportable? | Yes/No |