

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

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**2024:PHHC:017786
CRM-M-3853-2024
Date of decision: February 08, 2024**

RAMESH KUMAR
.....Petitioner

Versus

STATE OF PUNJAB
.....Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present: Mr. Ravi Sharma, Advocate
for the petitioner.

Mr. Mohit Kapoor, Additional Advocate General, Punjab.

Mr. Harpreet Singh Multani, Advocate
for the complainant.

MANJARI NEHRU KAUL, J. (ORAL)

The instant petition has been filed by the petitioner under Section 438 Cr.P.C. seeking the grant of anticipatory bail in case FIR No.147 dated 30.12.2023 for the offences under Section 406, 420, 120-B of the Indian Penal Code, 1860, registered at Police Station Mullanpur, District SAS Nagar.

While issuing notice of motion on 24.01.2024, the following contentions of the learned counsel for the petitioner were recorded:-

“Learned counsel for the petitioner submits that except for his presence being shown at the time when the sale consideration was paid to the co-accused, no other role had been attributed to him; not even a single penny had been either received by him or deposited in his bank account.”

Vide order dated 30.01.2024, the petitioner had been granted interim anticipatory bail with direction to join investigation.

Learned counsel for the petitioner submits that in compliance of order dated 30.01.2024, the petitioner has joined investigation and cooperated with the investigating agency.

Learned State counsel, on instructions, 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.

In view of the above, the petition is allowed and interim order dated 30.01.2024 is made absolute, subject to the conditions laid down in Section 438(2) Cr.P.C.

February 08, 2024
Jaspreet Kaur/sonia

(MANJARI NEHRU KAUL)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No