

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

208

2024:PHHC:059767
CRM-M-4614-2024
Date of decision: May 1st, 2024

Vivek Chandwani

Petitioner

Versus

State of Haryana

.....Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present: Mr. Vinod Kumar Handa, Advocate
for the petitioner.

Mr. Rajesh Gaur, Additional Advocate General, Haryana.

Mr. Munish Behl, Advocate
for the complainant.

MANJARI NEHRU KAUL, J. (ORAL)

Petitioner is seeking the concession of anticipatory bail in
FIR No.417 dated 22.07.2023 under Sections 406, 420, 120-B, 506 of
the IPC registered at Police Station Mahesh Nagar, District Ambala.

2. Vide order dated 30.01.2024, 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 inter alia contends that a civil
dispute between the parties is being given a criminal
twist, which is evident from a perusal of the tone and
tenor of the allegations leveled in the FIR, which has
been annexed as Annexure P-1. It has been further
submitted that even the trial Court had granted the
concession of interim bail to the petitioner, however,
the Court had declined to make the interim order
absolute only on the ground that recovery of the
amount allegedly taken by the petitioner from the
complainant had not been effected.”*

3. 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.
4. Learned State counsel, on instructions from ASI Sultan Singh, 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 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.

May 1st, 2024
Puneet

(MANJARI NEHRU KAUL)
JUDGE

Whether speaking/reasoned : Yes

Whether reportable : No