

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M No.7416 of 2023
Date of decision: 15th February, 2024

Sanjiv Kumar Aggarwal & another
... Petitioners

Versus

State of Haryana
... Respondent

CORAM: HON’BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present: Mr. Surinder Mohan Sharma, Advocate for
Mr. Navjot Singh, Advocate for the petitioners.
Mr. Rahul Mohan, Sr. Dy. Advocate General, Haryana
for the respondent/State.
Mr. Kapil Gupta, Advocate for
Mr. Vivek Goyal, Advocate for the complainant.

MANJARI NEHRU KAUL, J. (ORAL)

1. The petitioners are seeking the concession of bail under Section 438 Cr.P.C. in case FIR No.21 dated 18.01.2023 for the offences under Sections 182, 418, 468, 471 of the IPC registered at Police Station Panchkula Sector-5, District Panchkula.
2. On 07.12.2023, while noticing the following submissions made by learned counsel for the petitioners, this Court had granted the concession of interim bail to the petitioners and asked them to join investigation.

“Learned State counsel, on instructions from SI Radhey Shyam, assisted by learned counsel appearing on behalf of the complainant has opposed the prayer made by the counsel opposite for extending the extraordinary

concession of anticipatory bail to the petitioners in view of the allegations levelled against them of having submitted false and fabricated documents/affidavit as a result of which the complainant incurred huge losses. Learned counsel for the complainant undertakes to file a detailed reply on or before the next date of hearing.”

3. Learned counsel for the petitioners submits that in compliance of the order dated 07.12.2023, the petitioners have joined investigation and cooperated with the investigating agency.

4. Learned State counsel, on instructions, does not dispute the factum of the petitioners having joined investigation and cooperated with the investigating agency. He, on further instructions submits that the petitioners are not required for further investigation much less for their custodial interrogation.

5. In the circumstances, the petition is allowed and the interim order dated 07.12.2023 is made absolute subject to the conditions laid down in Section 438(2) Cr.P.C. Needless to say, in case the petitioners misuse the concession of bail granted to them, the State would be at liberty to seek cancellation of the bail granted to them.

(MANJARI NEHRU KAUL)
JUDGE

February 15, 2024
rps

Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No