

2024:PHHC:048476

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

101/2

CRM-M-8264-2024
Date of Decision : 09.04.2024

ARMAN GILHOTRAPetitioner

VERSUS

STATE OF PUNJABRespondent

CORAM: HON'BLE MR. JUSTICE KULDEEP TIWARI

Present : Mr. Mansur Ali, Advocate with
Mr. Arshdeep Singh, Advocate,
for the petitioner.

Mr.Pardeep Bajaj, DAG, Punjab.

Mr. Bipin Ghai, Sr. Advocate with
Mr. Nikhil Ghail and Tushan Rawal, Advocates,
for the complainant.

KULDEEP TIWARI. J.(Oral)

1. On 16.02.2024, the following order was passed by this

Court:-

“1. Through the instant petition, as instituted under Section 438 of the Cr.P.C., the petitioner has sought the concession of pre-arrest bail, in case FIR No.558 dated 10.11.2021, under Sections 406, 420, 120-B of the IPC, registered at P.S. Zirakpur, District S.A.S. Nagar.

2. The learned counsel for the petitioner, by drawing attention of this Court towards the detailed order dated 13.02.2024, as drawn by this Court upon CRM-M-7510-2024, thereby granting the concession of interim bail to the petitioner's co-accused Bharat Bhushan Bansal, he submits that, since the case of the petitioner is on co-equal pedestal to the co-accused (supra), therefore, the petitioner also deserves an alike relief of interim bail.

3. Notice of motion.

4. Mr. Pardeep Bajaj, D.A.G., Punjab, accepts notice on behalf of respondent-State, and, he is directed to file a specific reply on or before the subsequent date of hearing, detailing therein, as to how the present FIR has been registered, despite the complainant company is under liquidation, and, despite no claim qua recovery ever being raised.

5. List on 04.03.2024 along with CRM-M-7510-2024 in the urgent list.

6. In the meantime, the petitioner is directed to join the investigation and to appear before the investigating agency, as and when called upon to do so. In the event of his arrest, he shall be

admitted to interim bail on his furnishing bail bonds to the satisfaction of the Arresting/Investigating Officer. The petitioner shall abide by the terms and conditions as envisaged under Section 438(2) Cr.P.C.”

2. Learned State counsel, on instructions imparted to him by ASI Nirmal Singh, submits that the petitioner has already joined the investigation in pursuance to the aforesaid order, and he has fully co-operated with the investigation process, and is no more required for any further custodial investigation.

3. In view of the specific stand taken by the learned State counsel, the present petition is allowed, and order dated 16.02.2024 is, hereby, made absolute, on the terms and conditions as envisaged under Section 438(2) of the Cr.P.C.

April 09, 2024

dharamvir

(KULDEEP TIWARI)
JUDGE

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