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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-8597-2024 (O&M)
Date of Decision:- 12.09.2024

MATADEEN YADAV

....Petitioner

Vs.

STATE OF HARYANA

...Respondent

CORAM:-HON'BLE MRS. JUSTICE AMARJOT BHATTI

Present:- Mr. Gourav Jain, Advocate for petitioner.

Mr. Kanwar Sanjiv Kumar, AAG, Haryana.

AMARJOT BHATTI, J. (Oral)

CRM-27150-2024

This is an application under Section 482 Cr.P.C. for addition of Sections 408, 467, 468, 471 IPC and for deleting of Section 406 IPC in the headnote as well as prayer clause and for placing on record copy of amended grounds of petition.

For the reasons mentioned in the application, same is allowed.
Amended grounds of petition is taken on record.

Main case.

1. Petitioner – Matadeen Yadav has filed the instant petition under Section 438 Cr.P.C. for grant of anticipatory bail in FIR No.383 dated 06.11.2023 under Sections 406 and 420 IPC (Section 406 IPC deleted and Sections 408, 467, 468, 471 IPC added later-on) registered at Police



Station Sector- 50, Gurugram.

2. Brief facts of the case are that complainant alleged that he is running Platoon Securitas Private Limited. His company had employed Mr. Matadeen Yadav w.e.f. 14.09.2011. Conduct and performance of Matadeen Yadav, Field Officer was not found upto mark. Various complaints were received. Despite warning there was no change in his conduct. In order to verify the complaints, company GM (Operations) and AGM (Operations) went to Surat to check the veracity of complaints. About 15-20 persons gathered and complained that they were not paid their wages. Enquiry was conducted and allegations against Matadeen Yadav were found to be correct. It was found that amount handed over by company for the wages of their employees to the tune of Rs.3,78,950/- was put in the personal account of Matadeen Yadav. It was also found that in some cases, less wages were paid to the manpower hired temporarily. He had also prepared fake record regarding wages and attendance. Accused has cheated the company to the tune of Rs.11,66,144/-. With these allegations, present FIR was registered.

3. Learned counsel for petitioner argued that petitioner was directed to join the investigation with the police as per previous order dated 26.02.2024 and accordingly he has joined the investigation. Matter has been compromised and petition for quashing of FIR has been filed. Copy of order dated 22.08.2024 in CRM-M-40538-2024 is also produced. Present petitioner is ready to abide by the terms of bail order. It is prayed that his anticipatory bail may be allowed.

4. Learned counsel representing State has opposed the anticipatory bail alleging that there are specific serious allegations. Petitioner is yet to



join the investigation.

5. I have considered the arguments and have gone through the record. Aforesaid facts indicate that matter has been compromised between the petitioner and complainant, as a result petition for quashing of FIR is already filed and it is pending for 25.09.2024. Present petitioner is ready to join the investigation as and when required.

6. Considering the aforesaid facts and circumstances of the case, anticipatory bail filed by petitioner is allowed. Interim bail granted vide order dated 26.02.2024 stands confirmed with same terms and conditions.

7. Pending miscellaneous application(s), if any, stand disposed of accordingly.

12.09.2024

snd

(AMARJOT BHATTI)
JUDGE

Whether speaking/reasoned: Yes/No.

Whether reportable: Yes/No