



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

CRM-M-15766-2024

Date of Decision:-31.07.2024

Ankit.

.....Petitioner.

Versus

State of Haryana.

.....Respondent.

CORAM:- HON'BLE MR. JUSTICE JASJIT SINGH BEDI

Present:- None for the Petitioner.

Mr. Parveen Kumar Aggarwal, Deputy Advocate General,
Haryana.

JASJIT SINGH BEDI, J. (ORAL)

The prayer in the petition under Section 438 Cr.PC is for grant of anticipatory bail in case FIR No.393 dated 02.08.2023 under Sections 420, 120-B IPC registered at P.S. City Jind, District Jind.

On 01.04.2024 the following order was passed:-

“ *Prayer is for grant of anticipatory bail to the petitioner in criminal case having FIR No.393 dated 2.8.2023 registered under Sections 420, 120-B IPC at Police Station City Jind, District Jind.*

Counsel for the petitioner submits that the petitioner got divorce from his wife-Kiran under Section 13-B of Hindu Marriage Act from Family Court, Jind; that the complainant in the present FIR is mother of said Kiran and the allegations levelled in the FIR are totally false; that the petitioner joined Indian Army in 2019 and is still serving there and all the documents submitted by the petitioner were



verified by the army authorities before he was inducted into Indian Army and as such, allegations levelled by the complainant in the FIR that the petitioner was selected in Indian Army on the basis of the forged documents are totally false. It is further submitted that at present petitioner is posted at Pathankot and is ready to join investigation with the police.

Notice of motion.

Mr. Neeraj Sheoran, DAG, Haryana accepts notice on behalf of the State and on instructions from SI Manoj Kumar submits that even army authorities have also received one similar complaint and the matter is being investigated by the Army authorities. He prays for time to seek instructions as to whether inquiry was conducted by the police before registration of the FIR against the petitioner. However, State counsel has not disputed the fact that even now the petitioner is serving in Indian Army.

Now be listed on 2.7.2024.

In view of above, the petitioner is hereby directed to join the investigation with the police and in case of arrest, he is to be released on interim bail by the investigating officer/arresting officer to his own satisfaction till the next date fixed in this case. The petitioner is also to abide by the conditions envisaged under Section 438 (2) of Cr.P.C.”

Thereafter on 02.07.2024 the following order was passed:-

“ On 01.04.2024 the petitioner was directed to join investigation. However, he did not join the same and a communication dated 4.6.2024 has been addressed to the Police Post Rohtak Road, Jind, Haryana to the effect that the petitioner being posted at the front line is unable to join the investigation.

Be that as it may, the FIR stands registered against the petitioner on 02.08.2023. Therefore, the petitioner is directed to join the investigation on 18/19.07.2024 failing which the interim order shall stand vacated.



Adjourned to 31.07.2024.

Interim order to continue.

*A copy of this order be sent to the Commandant 15
Kumaon Regiment, Indore, Pin Code 911315.”*

Despite the passing of the aforementioned orders, the petitioner
has not appeared to join investigation.

In view of the above, the present petition stands dismissed.

(JASJIT SINGH BEDI)
JUDGE

July 31, 2024
Vinay

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether reportable</i>	<i>Yes/No</i>