

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

CRM-M-17260-2024

Date of decision: 27.05.2024

ANIL HARIT

....PETITIONER

Versus

STATE OF HARYANA

...RESPONDENT

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

Present: - Mr. Shakti Singh, Advocate
for the petitioner.

Mr. Surender Singh, AAG, Haryana.

Ms. Anu Garg, Advocate for the complainant.

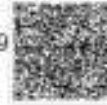
SANJIV BERRY, J. (ORAL)

By way of present petition filed under Section 438 of the Code of Criminal Procedure, 1973, petitioner seeks anticipatory bail in case FIR (Annexure P-1) as under:

FIR No.	Dated	Section	Police Station
302	01.09.2023	420, 467, 468, 471, 406, 120-B of IPC	Bawani Khera, District Bhiwani (Haryana).

2. Learned counsel for the petitioner submits that in compliance to the order dated 06.05.2024 passed by this Court, the petitioner has already joined the investigation and as such prayed for confirming the interim bail granted vide order dated 06.05.2024.

3. Learned State counsel assisted by learned counsel for the complainant has opposed the bail application but since the petitioner has joined investigation and is neither required for further investigation nor for any custodial investigation. This fact is also admitted by learned State



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counsel, on instructions from ASI Narender.

4. During the course of hearing on 06.05.2024 , following order was passed:

“ It is inter alia contended by learned counsel for the petitioner that the petitioner has neither allured nor assured the complainant of providing him the government job.

2. Learned counsel for the petitioner futher contends that no specific overt act is attributed to the petitioner except for payment of Rs.85,000/- in the account of wife of the petitioner.

3. Learned counsel for the petitioner futher contends that although one more FIR is registered against the petitioner but he is on bail in that case and the petitioner is ready to join the investigation.

4. Per contra, learned State counsel assisted by learned counsel representing the complainant submits that the role attributed to the petitioner is for payment of Rs.85,000/- in the account of his wife, however, the main allegation qua allurement and inducement are qua co-accused Vishnu who has since been arrested and is in custody.

5. Before deciding the petition and without commenting on the merits of the case, it is deemed appropriate that the petitioner should join the investigation first.

6. Accordingly, the petitioner is directed to join the investigation within seven days from today and in the event of his arrest, he is ordered to be released on interim bail on his furnishing personal/surety bonds to the satisfaction of the Arresting Officer/Investigating Officer. He shall also abide by conditions as envisaged under Section 438(2) Cr.P.C.

7. List on 27.05.2024”



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5. Keeping in view the above submissions made by learned State counsel and the fact that the petitioner had joined the investigation consequent to the order dated 06.05.2024 passed by this Court, interim bail granted vide order dated 06.05.2024 is hereby confirmed, subject to conditions as envisaged under Section 438(2) Cr.P.C. Further the petitioner is directed to join investigation as and when required in future by way of written notice for such purpose to be served by Investigating Officer of this case upon the petitioner; he will not tamper with the evidence nor will influence the witnesses and will not leave the country without prior permission of the Court.

6. The petition stands allowed.

7. It is made clear that anything contained hereinabove shall not be construed to be an expression of opinion on the merits of the case.

(SANJIV BERRY)
JUDGE

27.05.2024
kanika

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| i) | Whether speaking/reasoned? | Yes/No |
| ii) | Whether reportable? | Yes/No |