



IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M-21500-2024
Date of decision: 02.08.2024

GULSHANPetitioner

Versus

STATE OF HARYANA AND ANOTHER ...Respondents

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

Present: - Ms. Jyoti Chahal, Advocate for the petitioner.
Mr. Ramender Singh Chauhan, AAG, Haryana.

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	Sections	Police Station
172	18.07.2023	406, 420 of IPC.	Sadar Kanina, District Mahendergarh, Haryana.

2. Learned counsel for the petitioner has submitted that in compliance to the order dated 21.05.2024 passed by this Court, the petitioner has joined the investigation.
3. Learned State counsel, on instructions from Inspector Mukesh, informs the Court that the petitioner has joined investigation and is neither required for further investigation nor for any custodial investigation.
4. During the course of hearing on 21.05.2024, following order was passed:



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“ Learned counsel for the petitioner inter alia submits that though, the allegations against the petitioner is of having sold the vehicle taken on lease from the complainant, however, there is no such agreement produced on record ever by the complainant with the alleged purchaser/Sunder.

Adjourned to 02.08.2024.

In the meanwhile, petitioner will join investigation before the Investigating Officer as and when called. In the event of his arrest, the Arresting Officer would admit him to interim bail, till the next date of hearing, on his furnishing adequate bail and surety bonds to his satisfaction. The petitioner is also directed to abide by all the conditions as envisaged under Section 438 (2) of Code of Criminal Procedure, 1973.

Notice to the complainant-respondent No.2 be also issued for the date fixed.”

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 21.05.2024 passed by this Court, interim bail granted vide order dated 21.05.2024 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.



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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

02.08.2024
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| i) | Whether speaking/reasoned? | Yes/No |
| ii) | Whether reportable? | Yes/No |