



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

CRM-M-27332-2024

Date of decision: 28.08.2024

KEWAL KRISHAN KALIA

...PETITIONER

Versus

STATE OF PUNJAB

...RESPONDENT

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

Present: - Ms. Shivani Saini, Advocate for
Ms. Isha Goyal, Advocate for the petitioner.

Mr. Adesh Pal Singh, AAG, Punjab.

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
148	02.10.2023	420, 406, 120-B of IPC	P.S. Nangal, District Rupnagar.

2. Learned counsel for the petitioner submits that in compliance to the order dated 08.08.2024 passed by this Court, the petitioner has already joined the investigation and as such prayed for confirming the interim bail granted vide order dated 08.08.2024.

3. Learned State counsel, on instructions received from ASI Sushil Kumar, intimates the Court that the petitioner has joined investigation and is neither required for further investigation nor for any custodial investigation.



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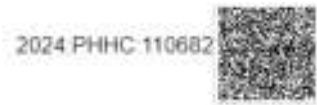
4. During the course of hearing on 08.08.2024, following order was passed:

“ Learned counsel for the petitioner inter alia contends that the petitioner himself is one of the victim and the petitioner had even filed a complaint Annexure P-8 to the Commissioner of Police, Amritsar against the Directors of the Company including the co-accused Malook Singh Uppal. She submits that the petitioner has been falsely implicated in the case just to harass and pressurize him by the said co-accused Malook Singh Uppal and there is nothing on record that the petitioner had ever received any amount from any victim in this case. She further submits that the petitioner is a 72 years old person having no other criminal case registered against him.

Per contra, learned State counsel assisted by ASI Sushil Kumar submits that the petitioner happens to be the promoter of the Company. On a specific query, the Investigating Officer present in Court has categorically stated that apart from the disclosure statement made by co-accused Malook Singh Uppal, as of now there is nothing on record that has come in the investigation that any payment has been received by the petitioner.

In these circumstances, without commenting on the merits of the case, the petitioner is hereby directed to join investigation within seven days from today and co-operate in the same. In the event of the arrest of the petitioner, he shall 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.

List on 28.08.2024.”



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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 08.08.2024 passed by this Court, interim bail granted vide order dated 08.08.2024 is hereby confirmed, subject to conditions as envisaged under Section 482 (2) of BNSS, 2023. 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

28.08.2024

kanika

- i)

Whether speaking/reasoned?

Yes/No
- ii)

Whether reportable?

Yes/No