



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M No.28956 of 2024
Date of decision: 26th September, 2024

Ashish Batra
... Petitioner
Versus
State of UT
... Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present: Mr. S.K. Chaudhary, Advocate for the petitioner.
Ms. Urvashi, Advocate for
Mr. Vivek Singh, APP for UT Chandigarh
for the respondent.

MANJARI NEHRU KAUL, J. (ORAL)

1. The petitioner is seeking the concession of bail under Section 438 Cr.P.C. in case FIR No.162 dated 14.10.2023 under Sections 409, 419, 420, 467, 468, 471, 120-B of the IPC registered at Police Station Sector-34, Chandigarh.
2. On the last date of hearing, i.e. 04.07.2024, while noticing the following submissions made by learned counsel for the UT Chandigarh, this Court had granted the concession of interim bail to the petitioner and asked him to join investigation.

“On being put to notice, learned Additional Public Prosecutor for U.T., Chandigarh submits that the petitioner, who is a bank employee, had got a bank account opened in the name of the complainant without his knowledge, in connivance with co-accused Gurinder

Singh, said Gurinder Singh would then deposit various amounts of money which he had duped from innocent people on the pretext of sending them abroad. It has not been disputed by the learned Additional Public Prosecutor that there are no allegations that the petitioner along with co-accused Gurinder Singh had lured people into parting with money on the pretext of sending them abroad.”

3. Learned counsel for the petitioner submits that in compliance of the order dated 04.07.2024, the petitioner has joined investigation and cooperated with the investigating agency.

4. Learned State counsel, on instructions, does not dispute the factum of the petitioner having joined investigation and cooperated with the investigating agency. She, on further instructions submits that the petitioner is not required for further investigation much less for his custodial interrogation.

5. In the circumstances, the petition is allowed and the interim order dated 04.07.2024 is made absolute subject to the conditions laid down in Section 438(2) Cr.P.C./Section 482(2) BNSS. Needless to say, in case the petitioner misuses the concession of bail granted to him, the State would be at liberty to seek cancellation of the bail granted to him.

(MANJARI NEHRU KAUL)
JUDGE

September 26, 2024
rps

Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No