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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-29944-2024

DATE OF DECISION: 14.06.2024

BHUPINDER SINGH

...PETITIONER

Versus

STATE OF HARYANA

... RESPONDENT

CORAM: HON'BLE MR. JUSTICE SANDEEP MOUDGIL

Present: Mr. G.S. Sandhu, Advocate for the petitioner(s).
Mr. S.S. Pannu, Addl. A.G, Haryana.

SANDEEP MOUDGIL, J (ORAL)

1. The jurisdiction of this Court has been invoked under Section 438 of Cr.P.C., for grant of anticipatory bail in case FIR No.45 dated 02.04.2024 registered under Sections 420/406 IPC at Police Station Shahzadpur, District Ambala.

2. Learned counsel for the petitioner submits that the petitioner has been falsely implicated in this case. He further submits that the complainant is admittedly a goldsmith by profession and it is unbelievable that he himself had purchased gold given by the petitioner without checking it. The contention of the petitioner is that similarly situated co-accused-Swarn Singh has also been granted benefit of interim bail vide order dated 31.05.2024 passed in CRM-M-29000-2024.

3. Notice of motion.

4. On the asking of Court, learned State Counsel appearing on advance notice, accepts notice on behalf of respondent-State and on



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instructions opposes the prayer for grant of bail but is not averse to the contention that similarly situated co-accused-Swarn Singh has also been granted the benefit of interim bail by this Court.

5. After having heard learned counsel for the parties and in view of the fact that similarly situated co-accused-Swarn Singh has also been granted the benefit of interim bail, therefore, this Court finds no reason to deny the petitioner the concession of bail if the petitioner has bona fide intentions and is willing to join the investigation and cooperate for furtherance of the same so that the final report can be submitted by the Investigating Agency in time.

6. Hence, in view of the admitted set of circumstances before this Court, the petitioner is directed to be released on anticipatory bail subject to his joining investigation and reporting to the Investigating Officer concerned within a period of one week from today, on furnishing of personal/surety bonds to the satisfaction of Arresting/Investigating Officer. The petitioner shall also abide by the terms and conditions as envisaged under Section 438(2) of Cr.P.C.

7. However, it is made clear that in case the petitioner does not comply with the aforesaid direction of joining the investigation within one week, the order passed by this Court today shall automatically stands cancelled.

8. The petition in the aforesaid terms stands disposed off.

(SANDEEP MOUDGIL)
JUDGE

14.06.2024
anuradha

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