



IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M-35225-2024
Date of decision: 22.08.2024

RAJAN KASHYAP ...PETITIONER

Versus

STATE OF HARYANA ...RESPONDENT

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

Present: - Mr. Rajiv Kumar Saini, Advocate for the petitioner.
Mr. Ramender Singh Chauhan, AAG, Haryana.

SANJIV BERRY, J. (ORAL)

By way of present petition filed under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (BNSS), the petitioner seeks anticipatory bail in case FIR (Annexure P-1) as under: -

FIR No.	Dated	Sections	Police Station
152	18.04.2024	406, 420, 120-B of IPC	Ladwa, District Kurukshetra.

2. Learned counsel for the petitioner submits that in compliance to the order dated 25.07.2024 passed by this Court, the petitioner has already joined the investigation and as such prayed for confirming the interim bail granted vide order dated 25.07.2024.
3. Learned State counsel, on instructions from SI Balbir Singh, intimates 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 25.07.2024, following order

was passed:



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“2. *Learned counsel for the petitioner, inter alia, contends that the petitioner is innocent and has been falsely implicated in the instant FIR alongwith his father Rajpal Singh and some other accused, by the complainant. He contends that the petitioner has no concern with the alleged transaction as he is pursuing his studies. No amount whatsoever was deposited in the account of the petitioner but some amount was deposited in the account of father of petitioner who has since been arrested in the case. The petitioner has no dealing with the complainant nor he is having any criminal antecedents and is ready to join the investigation.*

3. *Notice of motion.*

4. *On the asking of the Court, Ms. Gaganpreet Kaur, DAG, Haryana, present in Court, accepts notice on behalf of the State-respondent and prays for time to file the status report/reply in the matter and submits that the father of the petitioner has since been arrested in the case.*

5. *Adjourned to 22.08.2024.*

6. *Needful be done well before the date fixed with an advance copy to the counsel opposite.*

7. *In the meanwhile, the petitioner is hereby directed to join 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. ”*

5. Keeping in view the above submissions made by learned State counsel and the fact that the petitioner had joined the investigation

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consequent to the order dated 25.07.2024 passed by this Court, interim bail granted vide order dated 25.07.2024 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

22.08.2024

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- i) Whether speaking/reasoned?

Yes/No
- ii) Whether reportable?

Yes/No