



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

CRM-M-35849-2024

Date of decision: 05.09.2024

MITESHBHAI ASHOKBHAI SAVALIYA

...PETITIONER

Versus

STATE OF HARYANA

...RESPONDENT

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

Present: - Mr. Robin Dutt, Advocate
for the petitioner.

Ms. Gaganpreet Kaur, DAG, Haryana.

SANJIV BERRY, J. (ORAL)

By way of present petition filed under Section 438 of Cr.P.C., 1973, petitioner seeks anticipatory bail in case FIR (Annexure P-1) as under:

FIR No.	Dated	Sections	Police Station
39	28.03.2024	420, 120-B and 204 of IPC	Cyber Crime Central, Faridabad, District Faridabad (Haryana)



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4. During the course of hearing on 21.08.2024, following order was passed:

“ 2. It is inter alia contended by learned counsel for the petitioner that the petitioner is not named in the FIR but has been nominated on the basis of alleged disclosure statement made by co-accused Vishal. He contends that the petitioner is not having any concern with the alleged transaction nor he is having any criminal antecedents. He further contends that even no specific role is attributed to the petitioner and he is ready to join the investigation.

3. The learned State counsel on instructions received from ASI Naresh Kumar, Investigating Officer of the case and by referring to the reply submitted by the State has opposed the petition by arguing that the petitioner has been nominated on the disclosure statement of co-accused Vishal and is not entitled to concession of bail. He however, has stated that no material except the said disclosure statement is there as of now against the petitioner.

4. After hearing the respective submissions and without commenting on the merits, the petitioner is directed to join the 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. List on 05.09.2024. ”

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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 21.08.2024 passed by this Court, interim bail granted vide order dated 21.08.2024 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

05.09.2024
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| i) | Whether speaking/reasoned? | Yes/No |
| ii) | Whether reportable? | Yes/No |