

-1-

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

CRM-M-41630-2024
Date of decision: 30.09.2024

HARISH @ HARISH MENDIRATTA

....Petitioner

Versus

STATE OF UT CHANDIGARH & ANR

....Respondents

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

Present:- Mr. Parveen Chauhan, Advocate for the petitioner.

Mr. Manish Bansal, P.P., UT Chandigarh.

Ms. Jasleen Kaur, Advocate for respondent No.2.

.....

SANJIV BERRY, J. (ORAL)

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

FIR No.	Dated	Section	Police Station
37	14.05.2023	420 IPC	North, UT Chandigarh

2. Learned counsel for the petitioner submits that in compliance to the order dated 13.09.2024, the petitioner has joined the investigation.

3. During the course of hearing on 13.09.2024, following order had been passed: -

“ Mr. Rahul Sandhu, Advocate has put in appearance on behalf of Ms. Jasleen Kaur, Advocate for respondent



CRM-M-41630-2024

-2-

No.2 and filed memo of appearance, which is taken on record. He seeks time to file power of attorney. Be filed in the Registry on or before the next date of hearing.

2. Reply dated 11.09.2024 in the form of an affidavit of Deputy Superintendent of Police, SDPO-Central, has been filed. The same is taken on record. Copy thereof has been supplied to learned counsel for the petitioner. 3.

Heard.

4. Learned counsel for the petitioner, inter alia, contends that although the petitioner has no concern with the alleged transaction nor has he defrauded the complainant in any manner, in fact it was transaction inter se parties. Further, submitted that compromise dated 22.06.2024 (Annexure P-2) has already been effected between the parties.

5. Learned counsel appearing for respondent No.2 submits that the matter has been compromised voluntarily between the parties. Respondent No.2 has no objection if the petitioner is granted concession of anticipatory bail.

6. 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 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 482 (2) of BNSS, 2023.

7. List on 30.09.2024.”

4. Learned State counsel on instructions received from ASI Ramesh Pal informs the Court that the petitioner has joined the



CRM-M-41630-2024

-3-

investigation and is neither required for further investigation nor for any custodial interrogation.

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 13.09.2024 passed by this Court, interim bail granted vide order dated 13.09.2024 is hereby confirmed, subject to conditions as envisaged under Section 482(2) of BNSS. 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.

30.07.2024
puneet

(SANJIV BERRY)
JUDGE

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