

**CRM-M-44047-2024****-1-****216 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH****CRM-M-44047-2024**

Date of Decision: 03.10.2024

Abhishek Maheshwari and another

..... Petitioners

Versus

State of Haryana

.....Respondent

CORAM: HON'BLE MR. JUSTICE RAJESH BHARDWAJ

Present: Mr. Arnav Sood, Advocate, for the petitioners.

Mr. Sumit Jain, Addl. AG, Haryana.

Mr. Anand Dabas, Advocate, for the complainant.

Rajesh Bhardwaj, J. (ORAL)

1. Prayer in the present petition is for grant of anticipatory bail to the petitioners in a case FIR No.233 dated 19.10.2022, registered under Sections 420, 467, 468, 471, 34, 120-B IPC, at Police Station Sushant Lok, District Gurgaon.

2. By virtue of order dated 04.09.2023, while granting interim protection, the petitioners were directed to join the investigation.

3. Learned counsel for the petitioners has submitted that the petitioners have been falsely implicated in the present case. He submits that money given by the complainant was in the name of company, namely, M/s Sharekhan Ltd. He submits that the petitioners being sub agents have been paid the commission by the company M/s Sharekhan Ltd and not by the complainant. He also submits that even after the registration of the FIR, the petitioners have joined the investigation. He submits that no case for custodial interrogation of the petitioners is made out and thus, the interim order may kindly be made absolute.

4. Learned counsel for the complainant has opposed the



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submission made by counsel for the petitioners. He submits that the money given by the complainant has been swindled by the petitioners.

5. Learned State counsel, on instructions has submitted that though the petitioners have joined the investigation, however, they have not co-operated with the same.

6. After hearing learned counsel for the parties, it is apparent that the petitioners were granted interim bail on 04.09.2023 and it is not in dispute that they have joined the investigation.

7. In view of the above, the present petition is allowed and the order dated 04.09.2023 is made absolute subject to compliance of conditions as envisaged under Section 438(2) Cr.P.C.

03.10.2024
sharmila

(RAJESH BHARDWAJ)
JUDGE

Whether Speaking/Reasoned :	Yes/No
Whether Reportable :	Yes/No