



IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M-43728-2024
Date of decision: 29.10.2024

JOGINDER SHARMAPETITIONER

Versus

STATE OF HARYANA ...RESPONDENT

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

Present: - Mr. Manish Soni, Advocate for the petitioner.
Mr. Surender Singh, AAG, Haryana.

SANJIV BERRY, J. (ORAL)

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

FIR No.	Dated	Sections	Police Station
2340	05.10.2023	408 IPC; 392 and 34 IPC added lateron	Shivaji Nagar, District Gurugram

2. Learned counsel for the petitioner submits that in compliance to the order dated 26.09.2024 passed by this Court, the petitioner has already joined the investigation and as such prayed for confirming the interim bail granted vide order dated 26.09.2024.
3. Learned State counsel, on instructions from SI Neeraj 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 26.09.2024, following order was passed:

“1. Learned counsel for the petitioners, inter alia, contends that the petitioner happens to be Driver of one Jagjit Singh, who is the brother of the complainant, having no role in the alleged transactions, but has been falsely implicated in this case. No specific overt act has been attributed to the petitioner and since the said Jagjit Singh has been granted interim bail by the Hon'ble Supreme Court.

2. Learned State counsel, on instructions from SI Neeraj Kumar, Investigating Officer of the case has not disputed this factual aspect. On a query, the Investigating Officer has specifically mentioned that no specific role is attributed to the petitioner.

3. Be it the case, without commenting on the merits of the case, the petitioner is directed to join investigation within seven days from today and co-operate with the same. In the event of arrest of the petitioner, he shall 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) BNSS.

4. List on 29.10.2024. ”

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 26.09.2024 passed by this Court, interim bail granted vide order dated 26.09.2024 is hereby confirmed, subject to conditions as envisaged under Section 438(2) Cr.P.C. 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

29.10.2024
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- i) Whether speaking/reasoned? Yes/No
- ii) Whether reportable? Yes/No