

2024:PHHC:054504

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

205 CRM-M-47701-2023
Date of Decision : April 23, 2024

RENUPetitioner
VERSUS
STATE OF HARYANARespondent

CORAM: HON'BLE MR. JUSTICE KULDEEP TIWARI

Present : Mr. Kuldeep Sheoran, Advocate for the petitioner.
Mr. Bhupender Singh, DAG, Haryana.

KULDEEP TIWARI, J. (Oral)

1. Reply has been filed by the learned State counsel, which is taken on record.
2. A perusal of the reply make revelations that there is no other victim other than the present complainant.
3. On the last date of hearing, i.e. 1.4.2023, the following order was passed:-

“Through the instant petition, as instituted under Section 438 of the Cr.P.C., the petitioner seeks the concession of anticipatory bail, in case FIR No. 270 dated 27.4.2022, registered under Sections 406 & 420 IPC, at Police Station Hisar City, District Hisar.

At the very outset, learned counsel for the petitioner submits that the matter inter se the parties has amicably been settled. He further submits that the present matter is purely based upon a business transaction, therefore, the custodial interrogation of the petitioner is not required.

On oral request of the learned counsel for the petitioner, complainant-Munish son of Sh. Radhey Shyam, r/o H. No. 148, Maulvian Mohalla, Tilak Bazar, Hisar, is hereby, arrayed as respondent No. 2. Learned counsel for the petitioner undertakes that he will supply

the amended memo of parties during the course of the day, to the Registry of this Court, and, in case, the learned counsel for the petitioner complies with the said undertaking, notice of motion, be issued to the newly added respondent no. 2, on furnishing the requisite process fee by the petitioner, for 23.4.2024.

In the meantime, the petitioner is directed to join the investigation, and to appear before the investigating agency, as and when called upon to do so. In the event of her arrest, she shall be admitted to interim bail on her furnishing bail bonds to the satisfaction of the Arresting/Investigating Officer. The petitioner shall abide by the terms and conditions as envisaged under Section 438 (2) Cr.P.C.

Learned State counsel is also directed to file reply, to the instant petition, detailing, therein, whether there is any other victim, other than the present complainant.”

4. Today, the learned State counsel on instructions imparted to him by the official concerned, submits that the petitioner has already joined the investigation and she is fully co-operating with the investigation process and she is not required for any further custodial investigation.

5. In view of the specific stand taken by the learned State counsel, the present petition is **allowed** and order dated 1.4.2023 is, hereby, made absolute subject to the condition that the petitioner shall abide by the conditions as envisaged under Section 438(2) Cr.P.C.

(KULDEEP TIWARI)
JUDGE

April 23, 2024
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Whether speaking/reasoned. : Yes/No
Whether Reportable. : Yes/No