



IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

204

CRM-M-48543-2023 (O&M)

Date of Decision:- 09.05.2024

NAVEEN

....Petitioner(s)

Versus

STATE OF HARYANA

...Respondent(s)

CORAM: HON'BLE MR. JUSTICE SANJIV BERRY

Present : Mr. Anuj Arya, Advocate for the petitioner.

Mr. Surender Singh, AAG Haryana..

SANJIV BERRY, J. (ORAL)

CRM-40604-2023

For the reasons stated in the application, same is allowed.

Exemption is granted.

CRM-M-48543-2023

1. Short reply dated 06.05.2024 filed in the form of an affidavit of Deputy Superintendent of Police, Narnaul, District Mahendergarh is taken on record. Copy thereof has been supplied to learned counsel for the petitioner.
2. By way of present petition filed under Section 438 of the Code of Criminal Procedure, 1973, petitioner seeks anticipatory bail in case FIR (Annexure P-1) as under:



FIR No.	Dated	Sections	Police Station
14	04.08.2023	406 and 420 IPC	Cyber Police Station Mahendergarh

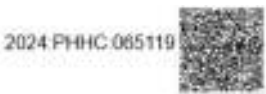
3. Learned counsel for the petitioner has submitted that in compliance to the order dated 25.09.2023 passed by this Court, the petitioner has already joined the investigation and as such interim bail granted to the petitioner may be confirmed.

4. Learned State counsel, on instructions from the Investigating Officer of the case has intimated that the petitioner has joined investigation and is no more required for any custodial investigation in this case nor he is required for further investigation.

5. Heard.

6. During the course of hearing on 25.09.2023, the following order was passed:-

“Learned counsel for the petitioner inter alia submits that the petitioner has been falsely implicated in this case. The petitioner was working with one Jasveen as a water boy and for cleaning the office in the residence at a monthly salary of Rs.8000/-. The said lady had got the bank account of the petitioner opened for transferring his two months’ salary and had given her own mobile number to be linked with the said account. The ATM card of the said account was also retained by the said lady and not by the petitioner. The cheque book that was received by the petitioner, was also tried to be forcibly taken away by the said lady but the petitioner refused to hand over the same. Peeved over the same, the Aactiva scooter of petitioner was taken away by the said lady and on a complaint being made to the Delhi Police, same was recovered from her. It is further submitted that the mobile numbers, from which the transactions have been made, do not belong to the petitioner. It is submitted that the petitioner is ready to join investigation and cooperate



*with the investigating agency.
Notice of motion, returnable for 21.11.2023.
Ms. Ambika Sood, Addl. A.G., Haryana, accepts notice on behalf of respondent-State and waives service. She opposes the present petition and seeks time to file reply/status report.
In the meanwhile, petitioner shall join the investigation and would associate as and when called. In the event of arrest, the petitioner shall be admitted to interim bail on furnishing personal bond and surety to the satisfaction of Arresting Officer/Investigating Officer. The petitioner shall abide by the conditions specified in Section 438(2) Cr.P.C.”*

7. 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 25.09.2023 passed by this Court, interim bail granted vide order dated 25.09.2023 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.

8. The petition stands allowed.

(SANJIV BERRY)
JUDGE

09.05.2024
S.Sharma(syr)

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