

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

206

CRM-M-54007-2023

Date of decision: 08.04.2024

Shibu

.....Petitioner

Versus

The State of Haryana

.....Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Mr. Rahut Vats, Advocate with
Mr. Tarun Gupta, Advocate
for the petitioner.

Ms. Trishanjali Sharma, DAG, Haryana.

MANJARI NEHRU KAUL, J. (ORAL)

1. The petitioner is seeking the concession of anticipatory bail under Section 438 of the Cr.P.C. in case FIR No.378 dated 13.09.2023 under Sections 174-A of the IPC registered at Police Station Sector 7, Panchkula, District Panchkula arising out of Criminal Case NACT-1005/2018 titled as 'Ajay Gakhar Vs. Shibu and another' under Section 138 of the NI Act.

2. On 15.01.2024, this Court had granted the concession of interim bail to the petitioner and asked him to join investigation.

3. Learned counsel for the petitioner submits that admittedly the complaint under Section 138 of the NI Act between the parties already stands withdrawn on the basis of compromise effected between them. It has been further submitted that in compliance of order dated 15.01.2024, the petitioner has joined investigation and cooperated with the investigating agency.

4. Learned State counsel, on instructions from HC Lila Ram, does not dispute the factum of the petitioner having joined investigation and cooperated with the investigating agency. She, on further instructions, submits that the petitioner is not required for further investigation much less for his custodial interrogation.

5. In view of the above, the petition is allowed and interim order dated 15.01.2024, is made absolute subject to the conditions laid down in Section 438(2) Cr.P.C.

08.04.2024

(MANJARI NEHRU KAUL)
JUDGE

Vinay

Whether speaking/reasoned	:	Yes/No
Whether reportable	:	Yes/No