

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

207

CRM-M-59723-2022 (O&M)

Date of decision: 23.01.2024

Ayush Mishra and another

.....Petitioners

Versus

State of Haryana

.....Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Mr. B.S. Bajwa, Advocate
for the petitioners.

Ms. Trishanjali Sharma, DAG, Haryana.

Mr. R.P.S. Ahluwalia, Advocate
for the complainant.

MANJARI NEHRU KAUL, J. (ORAL)

1. The petitioners are seeking the concession of anticipatory bail under Section 438 of the Cr.P.C. in case FIR No.0527 dated 03.09.2022 under Sections 120-B, 406 and 420 of the Indian Penal Code, 1860, registered at Police Station Ambala Cantt., Ambala.

2. On 30.10.2023, while noticing the following submissions made by the learned counsel for the petitioners, this Court had granted the concession of interim bail to the petitioners and asked them to join investigation:-

“Learned counsel submits that though parties did appear before the Mediation and Conciliation Centre, however, they were unable to amicably settle their dispute. It has been further submitted that an amount of ₹ 1.00 crore already stands paid to the complainant and the dispute now pending between the parties is only of ₹ 4.00 lacs. He further submits that the petitioner would be willing to join the investigation and cooperate with the investigating agency.”

3. Learned counsel for the petitioners submits that in compliance of order dated 30.10.2023, the petitioners have joined investigation and cooperated with the investigating agency.
4. Learned State counsel, on instructions from SI Bhupinder Singh, does not dispute the factum of the petitioners having joined investigation and cooperated with the investigating agency. She, on further instructions, submits that the petitioners are not required for further investigation much less for their custodial interrogation.
5. In view of the above, the petition is allowed and interim order dated 30.10.2023, is made absolute subject to the conditions laid down in Section 438(2) Cr.P.C.
6. All pending applications, if any, stand disposed of accordingly.

23.01.2024

Vinay

(MANJARI NEHRU KAUL)
JUDGE

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