



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

CRM-M-54328-2024

Date of Decision : 04.12.2024

VIJAY ALIAS VIJAY KUMAR

.....Petitioner(s)

VERSUS

STATE OF HARYANA AND ANOTHER

.....Respondent(s)

CORAM: HON'BLE MR. JUSTICE KULDEEP TIWARI

Present : Mr.Amit Puri, Advocate,
for the petitioner(s).

Mr. Bhupender Singh, DAG, Haryana.

KULDEEP TIWARI, J.(Oral)

1. On 29.10.2024, this Court had passed the hereinafter
extracted order, upon the instant petition:-

“Through the instant petition filed under Section 482 of
the Bharatiya Nagarik Suraksha Sanhita, 2023 (BNSS), prayer is made
for grant of 'anticipatory bail' to the petitioner in case FIR no.149, dated
30.05.2024 (Annexure P-1), under Sections 406 and 420 of the IPC,
registered at Police Station Julana, District Jind.

The allegation against the petitioner in the instant
petition is that he duped the complainant for a sum of Rs.4.50 lakhs on
the pretext of sending him to Australia, whereas, he was sent to Malasia
instead of Australia.

Learned counsel for the petitioner, in asking for the relief
of pre-arrest bail submits that the matter has now been amicably settled
between the parties concerned.

Notice of motion.

Mr.Pardeep Bajaj, DAG, Punjab, accepts notice on
behalf of respondent no.1-State, and waives service.

At this stage, Mr. Simranjeet Singh Sarwara, Advocate,
has caused appearance on behalf of respondent No.2, through a validly
executed power of attorney in his favour. The same is taken on record

He admits the factum of compromise between the
petitioner and respondent no.2/complainant, and extended his no

objection, in case the petitioner is granted the relief of pre-arrest bail by this Court.

In view of the above, the petitioner is directed to join the investigation and on his doing so, if he is sought to be arrested, he be released on interim bail subject to his furnishing personal bonds and surety to the satisfaction of Arresting/Investigating Officer. However, the petitioner shall continue to join the investigation as and when called upon to do so, and shall abide by the conditions as provided under Section 482(2) BNSS, 2023. Adjourned to 04.12.2024.”

2. Today, the learned State counsel has, on instructions imparted to him by the official concerned, stated that pursuant to the making of the hereinabove extracted order, the petitioner(s) had joined investigation and he is no longer required for custodial interrogation.

3. In view of the above, the hereinabove extracted interim order dated 29.10.2024, is hereby made **absolute**, subject to the hereinafter extracted conditions:-

“(i) the petitioner(s) shall not commit an offence similar to the present offence;

(ii) the petitioner(s) shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case;

(iii) the petitioner(s) shall make himself/herself available for interrogation by a police officer as and when required.”

4. This order should not be treated as “blanket” order. It will not be read granting petitioner(s) indefinite protection from arrest. It shall be confined to the FIR mentioned *ibid* and will not operate in respect of any other incident that involves commission of an offence.

5. Needless to say that anything observed hereinabove shall not be construed to be an opinion on the merits of the case.

6. All pending application(s), if any, also stand **disposed** of accordingly.

December 04, 2024

dharamvir

(KULDEEP TIWARI)
JUDGE

Whether speaking/reasoned.	:	Yes/No
Whether Reportable.	:	Yes/No