

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M No.58611 of 2023
Date of decision: 4th April, 2024

Joginder Kumar

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present: Mr. Gulzar Mohd., Advocate for the petitioner.

Mr. Amit Rana, Sr. Dy. Advocate General, Punjab
for the respondent/State.

Mr. Anurag Arora, Advocate for the complainant.

MANJARI NEHRU KAUL, J. (ORAL)

1. The petitioner is seeking the concession of bail under Section 438 Cr.P.C. in case FIR No. 198 dated 01.11.2023 under Sections 406, 420, 467, 468, 471 and 120-B IPC registered at Police Station Sadar Jalandhar.

2. On the last date of hearing, i.e. 11.01.2024, this Court had granted the concession of interim bail to the petitioner and asked him to join investigation on the basis of following submissions made by learned counsel for the petitioner on 21.11.2023:

“Learned counsel for the petitioner inter alia contends that the petitioner has been falsely implicated in the case in hand only because he happens to be the father-in-law of the main accused Rohit, who had allegedly

transferred an amount of Rs.5 lacs in the account of the petitioner. It has been submitted that it is a matter of record that he was not even an employee of AGI Infra Ltd. and hence, there could have been no occasion for him to have cheated the complainant by conniving with the co-accused by forging the complainant’s signatures and fabricating documents.”

3. Learned counsel for the petitioner submits that in compliance of the order dated 11.01.2024, the petitioner has joined investigation and cooperated with the investigating agency.

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

5. In the circumstances, the petition is allowed and the interim order dated 11.01.2024 is made absolute subject to the conditions laid down in Section 438(2) Cr.P.C. Needless to say, in case the petitioner misuses the concession of bail granted to him, the State would be at liberty to seek cancellation of the bail granted to him.

(MANJARI NEHRU KAUL)
JUDGE

April 4, 2024
rps

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