

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M No.58941 of 2023
Date of decision: 13th March, 2024

Somdut Khundia

... Petitioner

Versus

State of Haryana

... Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present: Mr. Manish Bansal & Ms. Diksha Sharma,
Advocates for the petitioner.

Mr. Rajesh Gaur, Addl. Advocate General, Haryana
for the respondent/State.

MANJARI NEHRU KAUL, J. (ORAL)

1. The petitioner is seeking the concession of bail under Section 438 Cr.P.C. in case FIR No.321 dated 21.10.2023 for the offences under Sections 409, 420 of the IPC registered at Police Station Civil Lines, District Bhiwani (Annexure P-1).

2. On the last date of hearing, i.e. 18.12.2023, this Court had granted the concession of interim bail to the petitioner and asked him to join investigation on account of the following submissions made by learned counsel for the petitioner on 22.11.2023:

“Learned counsel inter alia contends that though decision for leasing out the shops in question was taken by the Committee comprising of the petitioner and others, however, the FIR in question had been lodged only against the petitioner. It has also been submitted that the decision with respect to

the allotment of the shops had been duly approved by the Deputy Commissioner, who later on strangely lodged the FIR in question.”

3. Learned counsel for the petitioner submits that in compliance of the order dated 18.12.2023, the petitioner has joined investigation and cooperated with the investigating agency.

4. Learned State counsel, on instructions, 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 18.12.2023 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

March 13, 2024

rps

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