

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

293

2024:PHHC:006597

CRM-M-59248-2023

Date of decision: January 18, 2024

RAJ KUMAR

.....Petitioner

Versus

STATE OF HARYANA

.....Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present: Mr. Joginder Siwach, Advocate
for the petitioner.

Ms. Jasleen Chahal, Assistant Advocate General, Haryana.

MANJARI NEHRU KAUL, J. (ORAL)

The instant petition has been filed by the petitioner under Section 438 Cr.P.C. seeking the grant of anticipatory bail in case FIR No.187 dated 27.09.2023 for offences under Section 420, 467, 468, 471 and 120-B of the Indian Penal Code, 1860 registered at Police Station Behal, District Bhiwani.

Vide order dated 24.11.2023, the petitioner had been granted interim anticipatory bail with direction to join investigation and the relevant part of the said order reads as under:-

“Learned counsel for the petitioner submits that the petitioner is innocent and has been falsely implicated in this case. It is submitted that the above captioned FIR has been registered on a complaint filed by the brother of the petitioner for registration of case for commission of forgery, against Ombir Proprietor of M/s Baba Mathwal Enterprises, Sombir, Pawan, Uday Singh, Shishu Pal and 5/7 others, whose names were not known to the complainants vide complaints dated 13.06.2023 (Annexure P-2). Thereafter, the above captioned FIR was registered and petitioner is sought to be arrested therein as co-accused. It is further submitted that it is the officials who have manipulated the records

and have misused the documents of the petitioner. Learned counsel submits that the petitioner is ready to join investigation and cooperate with the investigating agency.”

Learned counsel for the petitioner submits that in compliance of order dated 24.11.2023, the petitioner has joined investigation and cooperated with the investigating agency.

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.

In view of the above, the petition is allowed and interim order dated 24.11.2023 is made absolute, subject to the conditions laid down in Section 438(2) Cr.P.C.

January 18, 2024
Jaspreet Kaur

(MANJARI NEHRU KAUL)
JUDGE

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