



IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M-55741-2024
Date of decision: 17.12.2024

RAVINDER SINGH GULIAPETITIONER

Versus

STATE OF HARYANARESPONDENT

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

Present:- Mr. S.K. Tripathi, Advocate for the petitioner.

Mr. Surender Singh, AAG, Haryana.

SANJIV BERRY, J. (ORAL)

By way of present petition filed under Section 482 of BNSS, 2023, petitioner seeks anticipatory bail in case FIR as under:

FIR No.	Dated	Sections	Police Station
296	16.08.2024	420, 406 of IPC	Sector-5, Gurugram, District Gurugram.

2. Learned counsel for the petitioner submits that in compliance to the order dated 20.11.2024 passed by this Court, the petitioner has already joined the investigation and as such prayed for confirming the interim bail granted vide order dated 20.11.2024.

3. Learned State counsel, on instructions from ASI Narender, intimates the Court that the petitioner has joined investigation and is neither required for further investigation nor for any custodial interrogation.

4. During the course of hearing on 20.11.2024, following order was passed:



CRM-M-55741-2024

2

“ 2. *Heard.*

3. *It is, inter alia, contended by learned counsel for the petitioner that the petitioner having no criminal antecedents has been falsely implicated in this case. In fact, he had given general power of attorney on 18.09.2020 in favour of his wife Nirmala Devi and thereafter on that basis the wife of the petitioner had executed general power of attorney in favour of the complainant dated 27.06.2024 vide Annexure P-1 regarding the suit property and as per the terms and conditions thereof all the authority in the respect of suit property was given to the complainant. He contends that due to fluctuating rate of the property, the complainant himself proceeded to get the sale deed of the property registered despite repeated request and false case has been planted on him.*

4. *Per contra, learned State counsel, by referring to the reply submitted by the police, submits that custodial interrogation of the petitioner is required for recovery of amount of Rs.38 lakhs as the complainant came to know that the petitioner was not the owner of the property, however he has not disputed the fact that there is no dispute regarding the execution of GPA in Annexure P-1 in favour of the complainant by the wife of petitioner.*

5. *Be it the case, without commenting on the merits of the case at this stage, the petitioner is hereby directed to join investigation within seven days from today and in the event of his arrest, he is ordered to be released on interim bail on his furnishing personal/surety bonds to the satisfaction of the Arresting Officer/Investigating Officer. He shall also abide by conditions as envisaged under Section 482 (2) of BNSS, 2023.*

6. *List on 17.12.2024.”*



CRM-M-55741-2024

3

5. Keeping in view the above submissions made by learned State counsel and the fact that the petitioner had joined the investigation consequent to the order dated 20.11.2024 passed by this Court, interim bail granted vide order dated 20.11.2024 is hereby confirmed, subject to conditions as envisaged under Section 482 (2) of BNSS, 2023. Further the petitioner is directed to join investigation as and when required in future by way of written notice for such purpose to be served by Investigating Officer of this case upon the petitioner; he will not tamper with the evidence nor will influence the witnesses and will not leave the country without prior permission of the Court.
6. The petition stands allowed.
7. It is made clear that anything contained hereinabove shall not be construed to be an expression of opinion on the merits of the case.

(SANJIV BERRY)

JUDGE

17.12.2024

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| i) | Whether speaking/reasoned? | Yes/No |
| ii) | Whether reportable? | Yes/No |