

[203] IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-60553-2023
Date of Decision : 07.02.2024

Devender Sethi ...Petitioner
versus
State of HaryanaRespondent

Coram : HON’BLE MR. JUSTICE DEEPAK GUPTA

Present : Mr. R.S. Mamli, Advocate for the petitioner.
Mr. Parveen Kumar Aggarwal, DAG, Haryana.

DEEPAK GUPTA, J. (ORAL)

[1] Status report by way of affidavit dated 02.02.2024 of Smt. Himadree Kaushik, IPS, Additional Superintendent of Police, Yamuna Nagar, on behalf of the respondent-State has been filed in Court today. The same is taken on record.

[2] On 02.12.2023, the following order was passed by this Court:-

“ Present: Ms. Lipika, Advocate for
Mr. R.S. Mamli, Advocate for the petitioner.

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Prayer in this petition under Section 438 Cr.P.C. is for grant of anticipatory bail in case FIR No.0299, dated 06.04.2022, registered at Police Station Yamuna Nagar City, District Yamuna Nagar, under Sections 120-B, 406, 420, 467, 468, 471 of IPC.

At the outset, learned counsel for the petitioner contends that coaccused Shashi Sethi, who is the wife of petitioner, has already been granted the benefit of anticipatory bail by this Court vide order dated 27.09.2022 passed in CRM-M No.23647 of 2022 (O & M) (Annexure P-7). Learned counsel further contends that allegedly forged sale deed, was executed on 11.05.2016 and as the vendee Shashi Sethi, came to know about the fact that wrong plot had been sold by way of the impugned sale deed, she transferred that property in favour of the complainant by way of sale deed dated 19.10.2016. Further contention of the petitioner is that FIR has been lodged on 06.04.2022 i.e. after a period of more than 5 years.

Notice of motion.

Mr. P.K. Aggarwal, DAG, Haryana accepts notice on behalf of the respondent-State. A copy of paper book be supplied to him during the course of day.

Adjourned to 07.02.2024 for filing status report.

In the meantime, petitioner is directed to join investigation and cooperate in the same. He will not leave the country without prior permission of the Court nor shall make any attempt to contact the complainant of the case or any witness associated with the case. In the event of the arrest of the petitioner, he shall 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 438(2) Cr.P.C. ”

[3] Today, learned State Counsel, has informed this Court that the petitioner has joined the investigation, in compliance of the order dated 02.12.2023 and is no longer required for further investigation.

[4] In view of the aforesaid, the order dated 02.12.2023, whereby the petitioner was granted interim anticipatory bail, is hereby made absolute. However, he shall continue to join investigation, if and so required by the Investigating Officer.

[5] Disposed of.

(DEEPAK GUPTA)
JUDGE

07.02.2024
'Rajneesh'

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