



IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

208

CRM-M-61191-2023

Date of decision: 20.05.2024

Shri Bhagwan

.....Petitioner

Versus

State of Haryana

.....Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Ms. Gursimran Walia, Advocate with
Mr. Baljeet Beniwal, Advocate
for the petitioner.

Ms. Trishanjali Sharma, DAG, Haryana.

Mr. Gautam Kumar, Advocate
for the complainant.

MANJARI NEHRU KAUL, J. (ORAL)

1. The petitioner is seeking the concession of anticipatory bail under Section 438 of the Cr.P.C. in case FIR No.342 dated 29.05.2023 under Sections 406 and 420 of the Indian Penal Code, 1860, registered at Police Station Palla, District Faridabad.

2. On 06.12.2023, while noticing the following submissions made by the learned counsel for the petitioner, a Coordinate Bench of this Court had granted the concession of interim bail to the petitioner and asked him to join investigation:-

“Learned counsel for the petitioner submits that Special Power of Attorney was executed by the seller in favour of the complainant but subsequently it transpired that the seller was not owner of the plot. It is the case of the petitioner that he was not aware of this forgery and had received a meagre amount as commission. He submits that the petitioner who has clean antecedents, is ready and willing to join the investigation.”

3. Learned counsel for the petitioner submits that in compliance of order dated 06.12.2023, 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. She, on further instructions, submits that the petitioner is not required for further investigation much less for his custodial interrogation.

5. In view of the above, the petition is allowed and interim order dated 06.12.2023, is made absolute subject to the conditions laid down in Section 438(2) Cr.P.C.

20.05.2024

Vinay

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No

(MANJARI NEHRU KAUL)
JUDGE