

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

2025:PHHC:031492



(220)

CRM-M-45448-2024

Date of Decision: 05.03.2025

Arjun

--Petitioner

Versus

State of Haryana

--Respondent

CORAM:- HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL.

Present:- Mr. Tushar Gautam, Advocate for petitioner.

Mr. Rajat Gautam, Addl. A.G., Haryana.

MANJARI NEHRU KAUL.J (Oral)

The petitioner is seeking the concession of anticipatory bail under Section 482 of BNSS, 2023/438 Cr.P.C in case FIR No.300 dated 10.08.2022 under Sections 467, 468, 471, 420 and 120-B IPC, registered at Police Station, Badshahpur, District Gurugram.

On 16.10.2024, while noticing the following submissions made by the learned counsel for the petitioner, this Court had granted the concession of interim bail to the petitioner and asked him to join investigation:-

“Learned counsel for the petitioner, inter alia, contends that false and fabricated allegations have been levelled against him of having forged certain documents pertaining to a flat, which was allotted to him under the EWS Scheme.

On a pointed query, learned counsel submits that the petitioner has no previous criminal antecedents. It has also been submitted that the entire case rests on documentary

evidence and hence, the custodial interrogation of the petitioner would not be required; learned counsel further 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 16.10.2024, 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, however, it has been asserted that the petitioner has been evasive in his replies with respect to certain other individuals, who helped the petitioner in fabricating fake possession letters.

I have heard learned counsel for the parties and perused the relevant material on record.

In the facts and circumstances of the case in hand, once the petitioner has joined investigation in compliance of order dated 16.10.2024, he cannot be denied the concession of anticipatory bail by merely saying that he was not cooperating by not disclosing the name of the persons who allegedly helped the petitioner in fabricating the fake possession letters.

Without commenting upon the merits of the case, the petition is allowed and interim order dated 16.10.2024, is made absolute subject to the conditions laid down in Section 438(2) Cr.P.C./482(2) of BNSS, 2023.

(MANJARI NEHRU KAUL)
JUDGE

05.03.2025

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Whether speaking/reasoned:	Yes/No
Whether Reportable:	Yes/No