



CRM-M-54281-2024 (O&M)

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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-54281-2024 (O&M)

Date of Decision: 20.01.2025

VIJAY @ VIJAY KUMAR

.. Petitioner

Vs.

STATE OF HARYANA AND ANR

..Respondents

CORAM: HON'BLE MR. JUSTICE SUMEET GOEL

Present: Mr. Navpreet Singh, Advocate for
Mr. Amit Puri, Advocate for the petitioner.
Ms. Priyanka Sadar, AAG, Haryana.
Mr. S.S. Sarwara, Advocate
for respondent No.2.

...

SUMEET GOEL, J. (Oral)

1. This petition has been filed under Section 482 BNSS, 2023 for grant of anticipatory bail to the petitioner in FIR No.150 dated 30.05.2024, under Sections 406/420 of IPC registered at Police Station Julana, District Jind.

2. On 29.10.2024, the following order was passed:-

“Apprehending arrest in FIR No.150 dated 30.05.2024, under Sections 406 & 420 IPC, registered at Police Station Julana, District Jind, the petitioner has preferred this petition under Section 482 BNSS, 2023 for grant of pre-arrest bail.

Learned counsel for the petitioner inter alia submits that it is alleged that the petitioner defrauded the complainant on the pretext of sending him abroad. He further submits that the matter has been compromised between the parties. He has placed reliance upon compromise (Annexure P3).

Notice of motion.

At the asking of the Court, Mr. Anmol Malik, DAG, Haryana with Mr. Deepak Thukral, Addl. AG, Haryana, accepts notice on behalf of the respondent-State and seeks time to file reply.

Mr. Simranjeet Singh, Advocate, puts in appearance on behalf of the complainant and filed his vakalatnama in Court today. The same is taken on record. He also admits the factum of compromise effected between the parties.

Adjourned to 12.12.2024.

In the meantime, the petitioner is directed to appear before the Investigating/Arresting Officer to join investigation within one week or as and when required. In the event of his arrest, the Investigating/Arresting Officer shall release the petitioner on interim bail on furnishing personal/surety bonds to his satisfaction. He shall abide by the following conditions as envisaged under Section 438 (2) of Cr.P.C:-



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- 1) That the petitioner shall make himself available for interrogation by a police officer as and when required to do so.

2) That the petitioner shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts to the Court or to any police officer.

3) That the petitioner shall not leave India without prior permission of the Court.”
3.

Learned State counsel, on instructions from PSI Sandeep, has stated that pursuant to the order dated 29.10.2024, the petitioner has joined investigation and is no longer required for custodial interrogation.
4.

In view of above, the petition is allowed and interim order dated 29.10.2024 passed by this Court is made absolute, subject to the conditions as enumerated under Section 482(2) BNSS, 2023.
5.

This order should not be treated as “blanket” order. It will not be interpreted as granting petitioner indefinite protection from arrest. It shall be confined to the FIR mentioned *ibid* and will not operate in respect of any other incident that involves commission of an offence.
6.

Liberty is reserved in favour of State/complainant to move for cancellation/recall of this order in case the petitioner violates any condition stipulated under Section 482(2) BNSS, 2023 or upon showing any other sufficient cause.
7.

Needless to say that anything observed herein above shall not be construed to be an opinion on the merits of the case.
8.

Pending applications, if any, shall also stand disposed off.

20.01.2025
Jasmine Kaur

(SUMEET GOEL)
JUDGE

Whether speaking/reasoned Yes No

Whether reportable Yes No