





CRM-M-56678-2024

2

4. During the course of hearing on 04.02.2025, following order was passed:

“ 2. It is *inter alia* contended by learned counsel for the petitioner that the petitioner is innocent and has been falsely implicated in the present case. He contends that the petitioner has no concern whatsoever with the demise of the deceased and instant case was registered against the petitioner alongwith 18 other persons who have been falsely implicated in this case, following the suicide committed by one Amit Gulati. He contends that there is unexplained delay of 21 days in lodging of the FIR and no specific overt act is attributed to the petitioner except for mentioning of his name alongwith 18 other persons with whom the deceased and the complainant had financial transactions, in order to harass them. He contends that the mother of the petitioner was also named in the alleged suicide note, has since been granted concession of bail by learned Additional Sessions Judge, Gurugram vide order dated 11.10.2024 (Annexure P-11). He submits the petitioner is not required for any recovery, hence prays for grant of concession of anticipatory bail to the petitioner.

3. *Per contra*, learned State counsel assisted by learned counsel for the complainant referring to the reply submitted by the State has opposed the bail petition by arguing that the name of the petitioner figures in the suicide note alongwith 18 other persons, hence, he is not entitled to concession of bail. However, he has not disputed that co-accused Minu Minocha who has also been named in the FIR has since been granted concession of bail.

4. Considering the rival contentions and perusing the record, it is deemed appropriate that petitioner should join the investigation before deciding the present petition on merits. Consequently, 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/Investigating Officer. He shall also abide by the conditions as envisaged under Section 482(2) BNSS.



CRM-M-56678-2024

3

5. *Adjourned to 21.02.2025*”

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 04.02.2025 passed by this Court, interim bail granted vide order dated 04.02.2025 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

21.02.2025
kanika

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