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IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M-60708-2024 (O&M)
Date of Decision:- 18.02.2025

RIZWAN FAIZUDDIN SHAIKH

Versus

...Petitioner(s)

STATE OF HARYANA

...Respondent(s)

CORAM: HON'BLE MR. JUSTICE SANJIV BERRY

Present : Ms. Promila Nain and Ms. Harveen Mehta, Advocates
for the petitioner.

Mr. Surender Singh, A.A.G. Haryana.

SANJIV BERRY, J. (ORAL)

By way of present petition filed under Section 438 CrPC,
petitioner seeks anticipatory bail in case FIR (Annexure P-1) as under:

FIR No.	Dated	Sections	Police Station
175	18.05.2022	420, 467, 468, 471, 201, 120-B IPC and 10, 12 of Haryana Development and Regulation of Urban Area Act, 1975	Rajendra Park, District Gurugram

2. Learned counsel for the petitioner has submitted that in
compliance to the order dated 23.01.2025 passed by this Court, the petitioner
has already joined the investigation and as such interim bail granted to the
petitioner may be confirmed.
3. Learned State counsel, on instructions received from Inspector



Jaipal has intimated that the petitioner has joined investigation and is no more required for any custodial investigation in this case nor he is required for further investigation.

4. Heard.

5. During the course of hearing on 23.01.2025, the following order was passed:-

“Inspector Jaipal Singh, Investigating Officer of the case is present along with record. Learned State counsel on instructions from the Investigating Officer of the case has submitted that the name of the petitioner has surfaced in the disclosure statement by co-accused Banwari Manohar Chatturvedi. He has submitted that the said co-accused was arrested and has since been released on bail, however, no recovery of the disputed amount has been effected from the said co-accused. On a query from the Court, it is submitted by learned State counsel, on instructions from Investigating Officer of the case that apart from this disclosure statement of co-accused Banwari Manohar Chatturvedi, there is nothing substantive on record as of now against the present petitioner and only on the basis of disclosure statement, the petitioner has been nominated.

2. Be it the case, it is deemed appropriate that the petitioner should join the investigation first before deciding the application on merits, accordingly, the petitioner is directed to join the 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 Officer/Investigating Officer. He shall also abide by conditions as envisaged under Section 482(2) of BNSS, 2023.

3. List on 18.02.2025.

4. Investigating Officer of the case to remain present in Court along with record on that date.”

6. 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 23.01.2025 passed by this Court, interim bail



granted vide order dated 23.01.2025 is hereby confirmed, subject to conditions as envisaged under Section 482(2) BNSS. 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.

7. The petition stands allowed.

(SANJIV BERRY)
JUDGE

18.02.2025

S.Sharma(syr)

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