

CRM-M-61580-2024
Date of decision: 21.01.2025

KEHAR SINGH

...Petitioner

Versus

STATE OF HARYANA

....Respondent

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

Present:- Mr. Ankit Rana, Advocate for the petitioner.

Mr. Surender Singh, AAG, Haryana.

Mr. Rajiv Kumar Saini, Advocate for the complainant.

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SANJIV BERRY, J. (ORAL)

By way of present petition filed under Section 482 of BNSS, 2023, the petitioner seeks anticipatory bail in case FIR (Annexure P-1) as under: -

FIR No.	Dated	Sections	Police Station
145	09.09.2024	406, 420, 34 IPC	Shehzadpur, District Ambala

2. Learned counsel for the petitioner submits that in compliance to the order dated 09.12.2024, the petitioner has joined the investigation.

3. During the course of hearing on 09.12.2024, following order had been passed: -

“ 2. It is, *inter alia*, contended by learned counsel for the petitioner that the petitioner, aged about 89 years, having no criminal antecedents has been falsely implicated in this case by the police at the instance of complainant. He



contends that the petitioner is not having any concern with the alleged transaction nor he is the beneficiary thereof. He contends that the petitioner had never duped the complainant in any manner but has been named on account of alleged involvement of his son in the alleged transaction with whom the petitioner is not having any concern. Hence, the instant petition.

3. *Notice of motion.*

4. *On the asking of the Court, Ms. Gaganpreet Kaur, DAG, Haryana, present in Court, accepts notice on behalf of the State-respondent and, on the basis of pairavi report, admitted that the petitioner is not the beneficiary of any such transaction. She prays for time to file the status report/reply in the matter.*

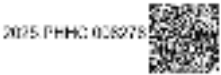
5. *Adjourned to 14.01.2025.*

6. *Needful be done well before the date fixed with an advance copy to the counsel opposite.*

7. *In the meanwhile, 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 Officer/Investigating Officer. He shall also abide by conditions as envisaged under Section 482(2) of the Bharatiya Nagarik Suraksha Sanhita 2023 (BNSS).”*

4. Learned State counsel on instructions received from ASI Rakesh informs the Court that the petitioner has joined the investigation and is neither required for further investigation nor for any custodial interrogation.

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 09.12.2024 passed by this Court, interim bail granted vide order dated 09.12.2024 is hereby confirmed, subject to conditions as envisaged under Section 482(2) of 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.

- 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.

21.01.2025
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(SANJIV BERRY)
JUDGE

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