

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

214

CRM-M-65502-2024 (O&M)
Date of Decision:- 27.01.2025

PARVEEN KUMAR

....Petitioner(s)

Versus

STATE OF HARYANA

...Respondent(s)

CORAM: HON'BLE MR. JUSTICE SANJIV BERRY

Present : Mr. Sandeep Siwach, Advocate for
Mr. Joginder Siwach, Advocate for the petitioner.

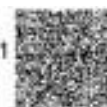
Mr. Ramender Singh Chauhan, AAG Haryana.

SANJIV BERRY, J. (ORAL)

1. Status report dated 18.01.2025 filed in the form of an affidavit of Deputy Superintendent of Police, Headquarter, Hisar is taken on record. Copy thereof has been supplied to learned counsel for the petitioner.
2. Arguments heard.
3. By way of present petition filed under Section 482 Bharatiya Nagarik Suraksha Sanhita, 2023, petitioner seeks anticipatory bail in case FIR as under:

FIR No.	Dated	Sections	Police Station
895	08.12.2023	420 and 406 IPC	Azad Nagar, Hisar, District Hisar

4. Learned counsel for the petitioner has submitted that in compliance to the order dated 24.12.2024 passed by this Court, the petitioner



has already joined the investigation and as such interim bail granted to the petitioner may be confirmed.

5. Learned State counsel, on instructions received from the Investigating Officer of the case 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.

6. During the course of hearing on 24.12.2024 the following order was passed:-

“2. Learned counsel for the petitioner inter alia contends that complainant paid a sum of ₹5,02,240/- to the petitioner for the purpose of admission of his son in M.B.B.S course in Kazakhstan. The son of the complainant got admission for the Session 2021-22. The payment received from the complainant was partially paid to the University and partially utilized for admission of another student. The petitioner had received a sum of ₹1,59,200/- with respect to his services. He, on account of pressure of police, has returned a sum of Rs.80,000/- still an FIR has been registered. The complainant wants to exploit the petitioner and police is helping him. Dispute, if any, between the parties is purely a civil dispute.

3. Notice of motion returnable for 27.01.2025.

4. Mr. Ashok Kumar Sehwari, Deputy Advocate General, Haryana, who on advance notice is present in Court, accepts notice on behalf of respondent-State and waives service. He seeks time to file status report.

5. In the meantime, at the first instance, the petitioner is directed to appear before the Investigating Officer on 26.12.2024 and thereafter as directed by the Investigating Officer. In the event of arrest, the petitioner shall be admitted to interim bail on furnishing of bail/surety bonds to the satisfaction of Investigating/Arresting Officer subject to the conditions provided under Section 482(2) of BNSS. The petitioner shall cooperate the Investigating Officer.

6. If the Arresting Officer does not permit the petitioner to join the investigation, the petitioner would appear before the learned Illaqa Magistrate who would then summon the Arresting Officer and direct him to let the petitioner join investigation, in terms of order of this Court.”



7. 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 24.12.2024 passed by this Court, interim bail granted vide order dated 24.12.2024 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.

8. The petition stands allowed.

(SANJIV BERRY)
JUDGE

27.01.2025
S.Sharma(syr)

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