



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

206

CRM-M No.39449 of 2024
DATE OF DECISION : 30th JANUARY, 2025

Vijay Mittal & another

.... Petitioners

Versus

State of Haryana

.... Respondent

CORAM : HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

* * * *

Present : Mr. Akshay Kumar Jindal, Advocate;
Mr. Vijayveer Singh, Advocate and
Mr. Surya Partap Singh, Advocate for the petitioners.

Mr. Rajat Gautam, Addl. A.G. Haryana.

Mr. Himanshu Bansal, Advocate for the complainant.

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MANJARI NEHRU KAUL, J. (Oral)

The petitioners are seeking the concession of anticipatory bail under Section 482 of the Bharatiya Nagrik Suraksha Sanhita (BNSS), 2023 in case FIR No.417 dated 10.07.2024 under Sections 120-B, 420, 467, 468, 471 of the IPC, registered at Police Station Samalkha, District Panipat.

2. On the previous date of hearing/on 23.08.2024, while noticing the following submissions made by the learned counsel for the petitioners, this Court had granted the concession of interim bail to the petitioners and asked them to join investigation:-

“Learned counsel for the petitioners submits that admittedly the petitioners, who are close relatives of the complainant, had joint land holding with the



complainant. Vide three sale deeds, the petitioners purchased 15 kanals out of the 20 kanals of joint holding. It has also been submitted that even if assuming for the sake of argument that the petitioners had sold off the land in question, they had only sold off their share in the joint holding, which would not in any manner make them criminally liable for the offences alleged. It has also been brought to the knowledge of this Court that three civil suits are already pending between the parties qua the suit property, which also includes a suit for partition.

3. Learned counsel for the petitioners submits that in compliance of order dated 23.08.2024, the petitioners have joined investigation and cooperated with the investigating agency.

4. Learned State counsel, on instructions, does not dispute the factum of the petitioners having joined investigation and cooperated with the investigating agency. He, on further instructions, submits that the petitioners are not required for further investigation much less for their custodial interrogation.

5. In view of the above, the petition is allowed and interim order dated 23.08.2024, is made absolute subject to the conditions laid down in Section 438(2) Cr.P.C./482(2) of BNSS, 2023.

30th January, 2025
'raj'

(MANJARI NEHRU KAUL)
JUDGE

<i>Whether speaking/reasoned:</i>	<i>Yes</i>	<i>No</i>
<i>Whether Reportable:</i>	<i>Yes</i>	<i>No</i>