

**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

CRM-M-17558 of 2014.
Decided on:-10.09.2015.

Surjit Singh.

.....Petitioner.

Versus

State of Punjab and another

.....Respondents.

CORAM: HON'BLE MR. JUSTICE HARI PAL VERMA.

1. Whether reporters of local newspapers may be allowed to see judgment?
2. To be referred to reporters or not?
3. Whether the judgment should be reported in the Digest?

Present:- Mr. Ritesh Pandey, Advocate
for the petitioner.

Mr. P.S. Madahar, AAG, Punjab.

Mr. M.S. Basra, Advocate
for respondent No.2.

HARI PAL VERMA, J. (ORAL)

Prayer in this petition is for grant of pre-arrest bail to the petitioner in case FIR No.1 dated 6.3.2014 under Sections 379, 406, 447, 448, 506 IPC, registered at Police Station NRI Gurdaspur, District Gurdaspur.

This Court on May 21, 2014, had passed the following order:

“Present:- Mr. Ritesh Pandey, Advocate.

Learned counsel for the petitioner submits that the case is purely of civil nature and based on documentary evidence. It is also submitted that the complainant, who is son

of the petitioner has ousted him from his property.

*Notice of motion to Advocate General, Punjab for
7.8.2014.*

*In the meantime, the petitioner shall appear before
the Investigating Officer on 28.5.2014 at 11.00 a.m. and join
the investigation. In the event of his arrest, he be admitted to
interim bail by the Investigating Officer/Arresting Officer to his
satisfaction. He shall, however, abide by all the conditions as
envisaged by Section 438(2) Cr.P.C.”*

Learned counsel for the petitioner contends that pursuant to the aforesaid order, the petitioner has joined the investigation and no recovery is to be effected from the petitioner. He further submits that sister of the petitioner, namely, Palwinder Kaur who has also been arrayed as an accused in the FIR has already communicated to the DSP concerned that the passport, green card and \$5000/- have been taken by her who is presently residing in America.

Learned counsel for the petitioner, on instructions from the petitioner, who is present in the Court, assures that the petitioner will not create any problem and will pay respect to his parents.

Learned counsel for the State, on instructions from ASI Dara Singh, states that after the grant of interim bail, the petitioners has given beatings to the complainant and his wife and the passport, green card and \$5000/- are required to be recovered from the petitioner.

Learned counsel for the complainant concedes the arguments

being advanced by the learned counsel for the State.

Considering the fact that Palwinder Kaur has already made a communication to the DSP concerned which is not being disputed by the learned counsel for the State, no recovery is required to be effected from the petitioner.

In view of the above, the present petition is allowed and the order dated 21.5.2014 passed by this Court is made absolute.

However, the petitioner shall continue to join investigation as and when required to do so and shall abide by the terms and conditions, as laid down under Section 438(2) Cr.P.C.

It is made clear that in case the parents of the petitioner still find any harassment, they are at liberty to approach the local police including the recalling of concession of bail to the petitioner.

September 10, 2015
'Yag Dutt'

(HARI PAL VERMA)
JUDGE