

209

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

CRM-M-20317 of 2015 (O&M)

Date of decision: August 24, 2015

Darshan Singh Bawa @ D.S. Bawa

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MRS. JUSTICE SABINA

Present: Mr. Kabir Chopra, Advocate
for the petitioner.

Mr. R.P.S. Sidhu, AAG Punjab.

SABINA, J

Petitioner has filed this petition under Section 438 of the Code of Criminal Procedure, 1973 seeking anticipatory bail in FIR No.5 dated 04.02.2014, under Sections 420, 120-B of Indian Penal Code, 1860, registered at Police Station Moti Nagar, District Ludhiana.

While issuing notice of motion, following order was passed by this Court on 02.07.2015:-

“Learned counsel for the petitioner inter-alia submits that petitioner is not a beneficiary under either of agreement to sell in question and he is only a witness to an agreement to sell dated March 10, 2010. Moreover, petitioner has already joined the investigation in compliance of order dated May 26, 2015 passed by learned Additional Sessions Judge, Ludhiana. However, bail of petitioner was declined vide order dated June 09, 2015 passed by learned Additional Sessions Judge, Ludhiana simply on the

ground that petitioner has failed to join the investigation on May 28, 2015 the date fixed by learned Additional Sessions Judge, Ludhiana while granting interim bail to the petitioner.

2. Notice of motion for 24.08.2015.

3. In the meantime, in the event of arrest petitioner shall be released on interim bail to the satisfaction of the Investigating Officer. He shall join the investigation as and when required by the Investigating Officer. He shall also comply with the other conditions as envisaged under Section 438 (2) of the Code of Criminal Procedure.”

Learned State counsel on instructions from Assistant Sub Inspector Kuldip Singh has submitted that petitioner has joined investigation and is not required for further investigation.

Accordingly, interim bail granted to the petitioner by this Court vide order dated 02.07.2015, is made absolute.

Petition stands disposed of accordingly.

**(SABINA)
JUDGE**

August 24, 2015

mahavir