

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

CRM-M No.34946 of 2015 (O&M)

Date of Decision: 16.11.2015

Suresh Kumar Goyal

..... Petitioner

Vs.

State of U.T., Chandigarh

..... Respondent

CORAM: HON'BLE MR. JUSTICE JASWANT SINGH

Present: Mr. Salil Bali, Advocate for
Mr. Kamal Satija, Advocate for the petitioner/accused.

Ms. Ashima Mor, APP, U.T., Chandigarh
for the respondent along with S.I. Sohan Lal.

JASWANT SINGH, J. (Oral)

Prayer is for grant of anticipatory bail under Section 438 Cr.P.C. in case bearing FIR No.214 dated 26.06.2015, under Sections 420 and 120-B of the Indian Penal Code, registered with Police Station Sector 17, Chandigarh **(Annexure P-9)**.

As per the allegations, petitioner/accused by virtue of deed of guarantee allegedly executed on 30.12.1996 had mortgaged the shops in question with PSIDC as a guarantor for loan availed by M/s Vani Strips Ltd. He is further alleged to have fraudulently sold the shop in question despite the title deeds being submitted with the bank.

It is submitted that the petitioner/accused never stood a guarantee against the aforesaid loanee and neither the title deeds were ever submitted nor there was any entry in the revenue records regarding mortgaged property.

Learned Counsel for the petitioner submits that after the grant of interim protection by this Court, while issuing notice of motion on 12.10.2015, the petitioner/accused has since joined the investigations.

Learned State Counsel, on instructions from SI Sohan Lal, concedes that in terms of the order dated 12.10.2015, the petitioner has joined the investigation and his custodial interrogation is not required.

In view of the above, interim pre-arrest bail granted by this Court, vide order dated 12.10.2015, is made absolute.

Disposed of.

November 16, 2015

Gagan

**(JASWANT SINGH)
JUDGE**