

201-5

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

CRM-M-44292 of 2013

Date of decision: September 18, 2015

Nawal Kishore Sharma alias Sodhi

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MRS. JUSTICE SABINA

Present: Pt. Vinod Sharma, Advocate
for the petitioner.

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

Mr. K.D.S. Sodhu, Advocate
for the complainant.

SABINA, J

Petitioner has filed this petition under Section 438 of the Code of Criminal Procedure, 1973 seeking anticipatory bail in FIR No.192 dated 20.07.2013, under Sections 406, 420 of Indian Penal Code, 1860 ('IPC' for short) (Section 120-B IPC added lateron), registered at Police Station Phillaur, District Jalandhar.

While issuing notice of motion, following order was passed by this Court on 31.12.2013:-

"This is a petition under Section 438 Cr.P.C. for grant of anticipatory bail to the petitioner in case FIR No.192 dated 20.07.2013 under Sections 406/420 IPC and Section 120-B IPC (added subsequently) registered at Police Station Phillaur, district Jalandhar.

Counsel would inter alia contend that the dispute is purely civil in nature and the complainant

had even compromised the alleged dispute. It is further submitted that the SSP, Jalandhar (Rural) had recommended consigning of the complaint on the basis of inquiry reports furnished by the SP, Jalandhar (Rural) and the Economic Offences Wing, district Jalandhar (Rural) and who had found that the complaint is totally unfounded. Counsel further places reliance upon CRM-M No.42922 of 2013 in which the coaccused in the same FIR have already been given the benefit of pre arrest bail.

Notice of motion for 17.01.2014.

In the event of arrest, the petitioner be released on interim bail subject to the satisfaction of the Arresting/Investigating Officer. The petitioner shall join investigation as and when called upon to do so and shall remain bound by the conditions enumerated under Section 438 (2) Cr.P.C.”

Learned State counsel who is assisted by Assistant Sub Inspector Sukhwinder 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 31.12.2013, is made absolute.

Petition stands disposed of accordingly.

**(SABINA)
JUDGE**

September 18, 2015
mahavir