

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

Crl.Misc.No.M-4524 of 2015

Date of Decision : 14.7.2015

Sukhjinder Singh

....Petitioner

Versus

State of Punjab

...Respondent

CORAM : HON'BLE MR.JUSTICE MAHESH GROVER

....

Present : Mr.K.B.Raheja Advocate
for the petitioner.

Mr.P.J.S.Hundal, AAG, Punjab.

.....

MAHESH GROVER, J.

This is a petition under Section 438 Cr.P.C. praying for release of the petitioner on bail in terms thereof in a case registered vide FIR No.168 dated 30.11.2012 under Sections 420/120-B IPC, at Police Station Makhu.

Learned counsel for the petitioner had contended before this Court that he is a Patwari and the allegations which have come during investigation against him are that he entered the mutation on the basis of sale deed in dispute. He contends that the dispute between the vendor and the vendee or affected parties would not bind him as he has been true to the sale deed in making the revenue entries.

Noticing this fact this Court on 13.2.2015 had granted the interim protection to the petitioner subject to his complying with the provisions of Section 438(2) Cr.P.C., pursuant to which he has since joined the investigation. However, it is contended by the learned

counsel for the State that two of the co-accused are absconding. This itself would not be a ground to deprive the petitioner of the concession when he has subjected himself to the process of law, complied with the mandate of the order as also the statute.

Having regard to the aforesaid, the interim directions dated 13.2.2015 are hereby made absolute subject to the condition that the petitioner continues to comply with the provisions of Section 438(2) Cr.P.C.

Petition stands allowed.

14.7.2015

(MAHESH GROVER)
JUDGE

dss