

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

CRM-M-11451-2016 (O&M)

Date of decision : 27.07.2016

Gurbinder Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present: Mr. Sandeep Arora, Advocate for the petitioner.

Ms. Harsimrat Rai, DAG, Punjab,
assisted by ASI Kamaljit Singh.

JITENDRA CHAUHAN, J. (Oral)

The petitioner seeks pre-arrest bail in case FIR No.3 dated 30.04.2015, registered under Sections 420 and 120-B IPC, at Police Station P.S. NRI, Gurdaspur.

Learned counsel contends that the dispute is *inter se* the brothers.

Heard.

On 04.04.2016, the following order was passed:-

“Petitioner apprehends arrest in a case registered at the instance of his brother Surinder Singh alleging that the petitioner has sold the property of the father of complainant. It appears to be a dispute regarding the property left by the father of the complainant and petitioner.

Counsel for the petitioner submits that two sale deeds

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Chandigarh

have been executed voluntarily by the father of the petitioner Piara Singh and that till date the sale deeds have not yet been challenged.

Notice to the Advocate General, Punjab, for 23.5.2016.

Meanwhile, an interim direction is issued that the petitioner will join investigation on 16.4.2016. In case of petitioner doing so, he shall be released on interim bail to the satisfaction of the arresting officer.”

Learned State counsel, on instructions, submits that in pursuance of the order passed by this Court, the petitioner has joined the investigation and he is not required for custodial interrogation.

In view of the above, without expressing any opinion on the merits of the case, the interim bail granted by this Court vide order dated 04.04.2016, is made absolute, subject to the conditions contained in Section 438(2) Cr.P.C.

The petition stands allowed.

27.07.2016
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(JITENDRA CHAUHAN)
JUDGE

Whether speaking / reasoned : **Yes** **No**

Whether Reportable : **Yes** **No**