

CRM-M No.18484 of 2016

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

**C.R.M-M No.18484 of 2016
Date of Decision : 02.08.2016**

Pritam Singh

..... Petitioner

versus

State of Punjab

..... Respondent

CORAM : HON'BLE MR.JUSTICE AJAY TEWARI

Present : Mr. Ritesh Pandey, Advocate
for the petitioner.

Ms. Amarjit Kaur Khurana, Addl.A.G., Punjab.

AJAY TEWARI, J. (Oral)

This petition has been filed under Section 438 Cr.P.C. for grant of anticipatory bail to the petitioner in case FIR No.17 dated 18.01.2015, registered under Sections 420, 465, 467, 468, 471, 120-B IPC, at Police Station Zira, District Ferozepur.

Town, Panipat, Tehsil and District Panipat, Haryana.

On 27.05.2016 the following order was passed:-

“Prayer is for grant of anticipatory bail to accused petitioner-Pritam Singh in case FIR No.17 dated 18.1.2015 under Sections 420,465,467,468,471,120-B IPC, PS Zira,

District Ferozepur.

The prospective vendee-Buta Singh (complainant) alleges that he has been cheated for a sum of Rs.13.17 lacs on the pretext of sale of 28K19½ M of land while executing the agreement to sell dated 28.1.2014 in his favour by an impersonator of the real owner Avtar Singh @ Avkar Singh. Petitioner is the alleged impersonator.

It is contended that based on the same agreement to sell the real owner Avtar Singh @ Avkar Singh had also previously lodged FIR 96 dated 15.9.2014 under Sections 420,465,467,471,120-B IPC, PS Arniwala, District Fazilka with identical allegations and on investigation by the police nothing incriminating was found against the present petitioner and was granted anticipatory bail vide order dated 3.2.2014 (P-3).

Notice of motion for 2.8.2016.

Till the next date, in the event of arrest, the petitioner shall be released on bail on furnishing adequate bail and surety bonds to the satisfaction of the Arresting/Investigating Officer. Petitioner shall appear before the I.O., as and when called upon for investigation and shall also be bound by all the conditions stipulated in Section 438(2) Cr.P.C. ”

Learned counsel for the petitioner states that pursuant to the order dated 27.05.2016 the petitioner has joined the investigation.

Learned Additional Advocate General on instructions from

ASI Pippal Singh has accepted this fact and stated that the petitioner is no more required for custodial interrogation.

In the circumstances, without going into the merits of the case, I do not deem it appropriate to deny the concession of anticipatory bail to the petitioner in the present case. Ordered accordingly.

Resultantly, the interim order dated 27.05.2016 is made absolute subject to the conditions envisaged under Section 438(2) Cr.P.C.

Petition stands allowed.

Since the main case has been decided, the pending criminal miscellaneous application, if any, also stands disposed of.

August 02, 2016
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(**AJAY TEWARI**)
JUDGE

Whether speaking/reasoned - Yes/No

Whether reportable - Yes/No