

Sr. No.208

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM No.M-1852 of 2016 (O&M)

Date of Decision: 27.05.2016

Balkar Singh

... Petitioner

Versus

State of Punjab

... Respondent

CORAM:- HON'BLE MR. JUSTICE TEJINDER SINGH DHINDSA

Present:- Mr. Kamal Narula, Advocate,
for the petitioner.

Mr. D.S.Virk, AAG, Punjab.

TEJINDER SINGH DHINDSA, J.(ORAL)

This order shall dispose of the present petition filed under Section 438 Cr.P.C. seeking concession of pre-arrest bail to the petitioner in case FIR No.288 dated 23.11.2015, under Sections 420/465/467/468/471/120-B of Indian Penal Code, registered at Police Station Sadar Ferozepur, District Ferozepur.

While issuing notice of motion, the following order was passed by this Court on 19.01.2016:-

“Petitioner seeks concession of anticipatory bail in FIR No.288 dated 23.11.2015 under Sections 420/465/467/468/471/120B of Indian Penal Code registered at Police Station P.S.Sadar, Ferozepur, District Ferozepur.

Counsel would submit that the present petitioner is 75 years of age and the allegations with regard to availing of a loan of Rs.6 lacs from Oriental Bank of Commerce on forged and fabricated jamabandis are primarily against his sons, namely, Amrik Singh and Kuldeep Singh.

Counsel would advert to a No Dues Certificate dated 21.03.2015 i.e. Annexure P-2 issued by the Oriental Bank of Commerce which would reflect that a settlement has been arrived at between the parties and in terms of which a sum of Rs.10 lacs has been debited from the accounts of aforenoticed Amrik Singh and Kuldeep Singh.

Notice of motion, returnable for 02.03.2016.

In the event of arrest, the petitioner shall 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 he shall remain bound by the conditions envisaged under Section 438 (2) Cr.P.C.”

Learned State counsel upon instructions from ASI Gurdev Singh would apprise the Court that the petitioner has since joined investigation and is not required for any custodial interrogation.

Petition is allowed. Order dated 19.01.2016, passed by this Court, is made absolute.

Disposed of.

27.05.2016

vandana

**(TEJINDER SINGH DHINDSA)
JUDGE**