

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

CRM-M -25724 of 2016 (O&M)
Date of decision: 10.11.2016

Balkar Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR.JUSTICE JITENDRA CHAUHAN

Present: Mr. G.S. Nahel, Advocate for the petitioner(s).

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

Jitendra Chauhan, J. (Oral)

By filing the present petition under Section 438 of the Code of Criminal Procedure, the petitioner has sought anticipatory bail in FIR No.395 dated 04.12.2014, registered under Sections 406, 420, 467, 468, 471 and 120-B of IPC, at Police Station Tripuri Town, District Patiala.

On 29.07.2016, this Court had passed the following order:-

“Petitioner in connivance with other co-accused has allegedly fabricated a writing at the back of the agreement of sale extending the target date from 31.3.2012 to 4.5.2013.

Counsel for the petitioner submits that as a matter of fact the petitioner has paid a sum of Rs.65 lacs as earnest money to the complainant but the complainant is not ready to execute the sale deed whereas the petitioner is ready and willing to perform his part of the agreement.

Counsel for the petitioner also submits that on account of some litigation pending regarding the subject matter of the agreement of sale the date has been extended by mutual consent by the complainant and the petitioner.

Notice to the Advocate General, Punjab, for 27.9.2016.

Meanwhile, an interim direction is issued that the petitioner will join investigation on or before 13.8.2016. In case of petitioner doing so, he shall be released on interim bail to the satisfaction of the arresting officer. ”

It is contended that in pursuance of the order dated 29.07.2016, the petitioner has joined the investigation

The learned State counsel, on instructions submits that 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 29.07.2016, is made absolute, subject to furnishing bail bonds/surety bonds to the satisfaction of learned Chief Judicial Magistrate/Duty Magistrate, concerned.

The petition stands allowed.

10.11.2016

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(JITENDRA CHAUHAN)
JUDGE

Whether speaking/reasoned :	Yes	No
Whether Reportable:	Yes	No