

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

CRM-M-27827-2016 (O&M)

Date of decision : 20.10.2016

Labh Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present: Mr. Himmat Deol, Advocate,
for the petitioner.

Mr. Mehardeep Singh, Addl.A.G., Punjab,
assisted by ASI Surjan Singh.

Mr. P.S. Ahluwalia, Advocate,
for the complainant.

JITENDRA CHAUHAN, J. (Oral)

The petitioner seeks pre-arrest bail in FIR No.109 dated 15.07.2016, registered under Sections 420, 406, 120-B, 465, 467, 468 and 471 of the Indian Penal Code, at P.S. City Samana, Distt. Patiala.

It is contended that the petitioner is not named in the FIR. The cheque in question was issued in favour of Gurdeep Singh and the same has not been encashed. The petitioner has joined the investigation in pursuance of the orders passed by this Court.

On the other hand, learned State counsel as well as learned counsel for the complainant have opposed the instant petition. On instructions, learned State counsel states that though the petitioner has joined the investigation but he is not cooperating.

Heard.

The only allegation against the petitioner is that he on

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instructions from Gurdeep Singh, went along with Gurdayal Singh and presented the cheque in question to the bank official for filling it in his hand to escape any action against him. The cheque so presented was dishonoured. Other than this, no role has been ascribed to the petitioner. The petitioner has repeatedly joined the investigation in terms of the orders passed by this Court.

Accordingly, without expressing any opinion on the merits of the case, the interim bail granted by this Court vide order dated 11.08.2016, is made absolute, subject to furnishing bail bonds/surety bonds to the satisfaction of the Chief Judicial Magistrate/Duty Magistrate concerned.

The petition stands allowed.

However, nothing noticed hereinabove shall be construed as an expression of opinion of this Court, on the merits of the case.

20.10.2016

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(JITENDRA CHAUHAN)

JUDGE

Whether speaking / reasoned : Yes No

Whether Reportable : Yes No