

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-33265 of 2016
DECIDED ON: October 18, 2016

BARINDER SINGH AND ANOTHERPETITIONERS..

VERSUS

STATE OF PUNJAB AND ANOTHERRESPONDENTS..

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

Present: Mr. GBS Dhillon, Advocate,
for the petitioners.

Mr. B.S. Cheema, DAG, Punjab.

Mr. H.S. Dhindsa, Advocate,
for respondent No.2-complainant.

JASPAL SINGH, J (ORAL)

By virtue of instant petition preferred under Section 438 of the Code of Criminal Procedure, petitioners Barinder Singh and Gagandeep Singh have sought pre-arrest bail, feeling apprehension of their arrest, in case bearing FIR No.156, dated 07.09.2015, under Sections 420 and 120-B IPC, Police Station Sadar, Ludhiana City, District Ludhiana.

2. The contention of learned counsel for the petitioners is that Simranjit Singh, who is similarly situated and is one of the directors of the company M/s City Scape Land Developer Pvt. Ltd., Ludhiana (for short, "Company") has already been granted the concession of interim bail by this Court vide order dated 13.10.2016. The petitioners are also the directors of the aforesaid Company. Moreover, Jatinderpal Singh and Satinderpal Singh, who

are the signatory of the agreement of sale have already been released on pre-arrest bail by Id. Additional Sessions Judge, Ludhiana vide order dated 13.09.2016. Moreover, the learned counsel for the petitioners has also clearly stated that the Company is ready to deposit the amount to the tune of Rs.10,12,500/- within a period of 30 days from the date of passing of this order.

4. Keeping in view the aforesaid aspects of the case and undertaking given by learned counsel for the petitioners with regard to the deposit of amount within one month, petition is allowed and petitioners are directed to join the investigation on 25.10.2016 at 11:00 A.M. In the event of arrest, petitioners shall be released on pre-arrest bail at the satisfaction of the Arresting Officer/Investigating Officer subject to the following conditions, as envisaged under Section 438(2) Cr.P.C:-

- (i) that the petitioners shall make themselves available for interrogation by a police officer as and when required;*
- (ii) that the petitioners shall not, directly or indirectly, make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade them from disclosing such facts to the Court or to any police officer;*
- (iii) that the petitioners shall not leave India without the previous permission of the Court.*

October 18, 2016
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(JASPAL SINGH)
JUDGE

Whether speaking/reasoned: Yes/No

Whether reportable: Yes/No