

CRM-M-35963-2016

Date of Decision : 03.11.2016

Narinder Kumar @ Nindi

.....Petitioner

versus

State of Punjab

....Respondent

CORAM : HON'BLE MR. JUSTICE M.M.S. BEDI**Present:** Mr. D.S. Malwai, Advocate
for the petitioner.

Ms. Simsi Dhir Malhotra, DAG, Punjab.

Mr. Parveen Kumar Garg, Advocate
for the complainant.**M.M.S. BEDI, JUDGE (ORAL)**

Petitioner seeks concession of pre-arrest bail in a case registered at the instance of Rajinder Kumar alleging that he had purchased one plot vide sale deed dated 12.02.2014 in the name of his wife Darshna Devi from the petitioner and at the time of sale, the petitioner had shown the plot under his ownership whereas after paying the sale consideration, the complainant was not permitted to raise construction as it was found that some other persons were having possession of the same and the petitioner had already sold the plot to some one else prior to agreement of sale with the complainant.

Learned counsel for the complainant has appeared and informed that the matter has been compromised. Against a sum of Rs. 12 lacs, received by the petitioner, the complainant has agreed to receive only a sum of Rs. 10 lac out of which Rs. 5 lac have already been paid whereas remaining amount of Rs. 5 lac will be paid by the

month of April, 2017.

In view of said statement made by counsel for the complainant, liberty of the petitioner can be protected by granting the concession of pre-arrest bail to him till May, 2017, when the terms of the compromise are to be finally settled.

This petition is allowed. It is ordered that petitioner will be released on bail to the satisfaction of the arresting officer subject to the following conditions:-

- i) Petitioner will join investigation as and when required.
- ii) Petitioner will not tamper with the evidence or hamper the investigation in any manner.
- iii) Petitioner will pay the balance amount of Rs. 5 lac, as agreed between the parties, by April, 2017.

It is ordered that, in case, the amount of Rs. 5 lac is not paid by the end of April, 2017, it will be open to the complainant to approach this Court for cancellation of bail.

(M.M.S. BEDI)
JUDGE

03.11.2016

Neha

Whether speaking/reasoned: Yes/No

Whether reportable: Yes/No