

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

Sr. No.203

CRM NO. M-36571 of 2016 (O&M)
DECIDED ON: December 06, 2016

GURPREET SINGH

..PETITIONER

VERSUS

STATE OF PUNJAB

...RESPONDENT

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

Present: Mr. Sandeep Bhardwaj, Advocate,
for the petitioner.

Mr. RPS Sidhu, AAG, Punjab.

JASPAL SINGH, J. (ORAL)

By virtue of instant petition preferred under Section 438 Cr.P.C., petitioner Gurpreet Singh has sought pre-arrest feeling apprehension of his arrest in case FIR No. 103, dated August 03, 2016, under Section 420 IPC, registered at Police Station Talwandi Sabo, District Bhatinda, during the pendency of trial.

At the time of issuance of notice of motion on October 10, 2016, following order was passed by this Court:

"CRM No.32251 of 2016

Allowed as prayed for.

Main case

Inter-alia, it has been submitted by learned counsel for the petitioner that the instant case stands registered on the basis of statement of Baldev Singh that the petitioner allured him and to make to part with a sum of ₹2 lacs on the pretext of providing job to his son Harpreet Singh. The amount is alleged to have been paid in the presence of relative of the

CRM NO. M-36571 of 2016

petitioner. But to the utter surprise, the name of that relative has not been disclosed in the said FIR. In fact, there is some dispute between the petitioner and one of his relative Nirmal Singh and it is only, at the instance of Nirmal Singh, the instant case has been got registered.

Notice of motion for 06.12.2016.

In the meanwhile, petitioner is directed to join the investigation within seven days from the date of certified copy of this order. In the event of arrest, petitioner shall be released on interim bail at the satisfaction of the Arresting Officer/Investigating Officer subject to the conditions envisaged under Section 438(2) Cr.P.C.”

On instructions from H.C. Ragbir Singh, Learned State counsel has submitted that in compliance of order dated October 10, 2016 petitioner has already joined the investigation and payment of amount of Rs.2 lac is a matter of evidence.

Accordingly, order dated October 10, 2016 is made absolute and shall enure during the pendency of trial.

However, petitioner shall abide by all the terms and conditions as envisaged under Section 438(2) Cr.P.C.

Disposed of.

December 06, 2016
Ankur

(JASPAL SINGH)
JUDGE

Whether Speaking/Reasoned

Yes/No

Whether Reportable

Yes/No