

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

CRM-M-38122-2016 (O & M)

Date of decision: December 23, 2016

Labh Singh

...Petitioner

Versus

State of U.T. Chandigarh

...Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Anupam Gupta, Sr. Advocate with
Mr. Karan Bhardwaj, Advocate
for the petitioner.

Mr. Rajiv Sharma, Standing Counsel for
U. T. Chandigarh.

Mr. Jyotiraditya Singh, Advocate,
for the complainant.

INDERJIT SINGH, J.

Petitioner-Labh Singh has filed this petition under Section 438 Cr.P.C. for grant of anticipatory bail in case FIR No.158 dated 12.08.2016 registered at Police Station Sector-26, Chandigarh, under Sections 452, 434, 448, 457, 458, 455, 451, 453, 380, 421, 422, 426, 506, 511 and 34 of Indian Penal Code.

Notice of motion was issued in this case.

Mr. Rajiv Sharma, Asstt. Public Prosecutor has put in appearance on behalf of respondent-UT Chandigarh and Mr. Jyotiraditya Singh, Advocate has appeared and filed vakalatnama on behalf of the complainant and contested this petition.

I have heard learned counsel for the parties as well as learned

State counsel and have gone through the record.

From the record, I find that neither the petitioner has been named in the FIR nor he trespassed into the house of the complainant.

At the time of arguments, learned Standing Counsel for U.T. Chandigarh stated that the present petitioner has forged the agreement, however, he admitted that the present petitioner is neither a vendor/vendee nor a witness, nor he scribed the agreement.

In pursuance of the interim order dated 24.10.2016 passed by this Court, the petitioner has already joined the investigation. He is not required for custodial interrogation. No useful purpose would be served by sending the petitioners to custody.

Keeping in view the facts and circumstances of the present case; without discussing the facts of the case in minute details and without expressing any opinion on the merits of the case, I find merit in this petition and the same is allowed. The order dated 24.10.2016, granting interim bail to the petitioner, is made absolute. However, the petitioner shall join the investigation as and when called upon to do so and shall abide by the conditions of Section 438 (2) Cr.P.C.

December 23, 2016

parveen kumar

(INDERJIT SINGH)
JUDGE

Whether speaking/reasoned	:	Yes
Whether Reportable	:	No