

**Sr. No. 215
IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH**

**CRM No. M-41361 of 2015
Date of Decision: 28.01.2016**

Paramjit Singh

...Petitioner

Versus

State of Punjab

... Respondent

CORAM:- HON'BLE MR.JUSTICE TEJINDER SINGH DHINDSA.

Present:- Mr. Prashant Bansal, Advocate,
for the petitioner.

Ms. Manpreet Dhaliwal, AAG, Punjab.

Ms. Seema, Advocate for
Ms. Ranjana Shahi, Advocate and
Mr. A.K.Sharma, Advocate,
for the complainant.

TEJINDER SINGH DHINDSA. J (ORAL)

Petitioner seeks concession of pre-arrest bail in case FIR No.236 dated 12.10.2015, under Sections 380/506 of Indian Penal Code, registered at Police Station Zirakpur.

On 07.12.2015, this Court had issued notice of motion and had granted ad interim protection as regards arrest subject to the petitioner joining investigation.

State counsel upon instructions from ASI Kuldeep Singh would apprise the Court that the petitioner has since joined investigation.

Perusal of the FIR would reveal that the same was registered on the statement of Bharat Yadav. Allegations are with regard to having entered into an agreement in the year 2013-14 with

Akul Chahal @ Paramjit Singh for construction and for a sum of Rs. 9,75,144/-. Complainant has alleged that in spite of part construction having been effected, payments have not been released. It is also alleged that certain building materials in the nature of steel plates, planks and a mixing machine along with diesel engine have been stolen by the present petitioner.

Curiously the statement of Bharat Yadav is completely silent as regards the precise location where such construction was to take place or for that matter where part construction has been effected. No details are forthcoming with regard to precise date when he learnt that building material had been stolen as also the location in regard thereto. Suffice it to observe that the allegations are utterly vague.

The petitioner having joined investigation, his custodial interrogation would not be warranted.

Petition is allowed. Order dated 07.12.2015, passed by this Court, is made absolute.

It is clarified that observations contained in this order are confined only as regards consideration of the prayer of the petitioner for grant of anticipatory bail and would have no bearing on the merits of the case.

Disposed of.

28.01.2016

vandana

**(TEJINDER SINGH DHINDSA)
JUDGE**