

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

**Crl. Misc. No.M-12614 of 2017 (O&M)
Date of Decision: August 02, 2017**

Harvinder Singh

.....PETITIONER(s).

VERSUS

State of Punjab

...RESPONDENT(s).

CORAM:- HON'BLE MR. JUSTICE SURINDER GUPTA

Present: Mr. G.S. Verma, Advocate
for the petitioner (s).

Ms. Rajni Gupta, Senior D.A.G., Punjab.

SURINDER GUPTA, J.(Oral)

The present petition has been filed under Section 438 Code of Criminal Procedure for grant of anticipatory bail to the petitioner in case FIR No. 35 dated 24.02.2017 registered for the offences punishable under Sections 420, 465, 467, 468, 471 read with Section 120-B of Indian Penal Code at Police Station Jamalpur, District Ludhiana.

Heard.

Learned State counsel on instructions from ASI Sukhwinder Singh submits that petitioner has joined the investigation. The agreement alleged to have been executed by complainant in favour of one Hardeep Singh was got examined from Forensic Science Laboratory, Mohali and was found to be fake. The petitioner, who was a tenant of complainant, had relied on agreement in support of his contention that the landlord has no

personal necessity to seek ejectment of petitioner as he had agreed to sell the property to Hardeep Singh, who has also joined the investigation and is on bail. The investigation is still in progress and custodial interrogation of petitioner is not required for the purpose of further investigation.

In view of submission of learned State counsel but without expressing any opinion on the merits of the case, this petition is allowed and the order dated 21.04.2017 is made absolute till the presentation of challan, subject to the following terms:-

- (i) that the petitioner shall make himself available for interrogation by the police as and when required;
- (ii) that the petitioner shall not, directly or indirectly, make any inducement, threat or promise to any person acquainted with the facts of the accusation against him so as to dissuade him from disclosing such facts to the Court or to any police officer;
- (iii) that the petitioner shall not leave India without the prior permission of the Court.
- (iv) that the petitioner will seek regular bail on the presentation of challan in Court.

August 02, 2017
Jyoti-II

(SURINDER GUPTA)
JUDGE

Whether speaking/reasoned: ***Yes/No***

Whether Reportable: ***Yes/No***