

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

**CRM NO. M-22136 OF 2017
DECIDED ON : 23.08.2017**

Hoshiar Singh

...Petitioner

versus

State of Punjab

...Respondent

CORAM : HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present : Mr. C. L. Pawar, Advocate,
for the petitioner.

Ms. Monika Jalota, DAG, Punjab.

Mr. Harsh Nagra, Advocate,
for the complainant.

ANUPINDER SINGH GREWAL, J. (ORAL)

The petitioner is seeking anticipatory bail in FIR No.48 dated 05.03.2017 under Sections 406/420/466/467/468/471/ 120-B IPC, registered at Police Station City Kharar, District S.A.S Nagar.

Learned counsel for the petitioner contends that allegations against the petitioner in the FIR, which has been registered on the statement of complainant Anil Sharda, are that the petitioner along with his co-accused Jaswinder Singh Riar, in conspiracy with each other, had cheated the complainant of ₹6,50,000/-by selling a plot which was not actually owned by them.

Learned counsel has placed on record the copy of sale deed dated 26.05.2011 executed in favour of the petitioner and co-accused Jaswinder Singh Riar as Annexure A-1 and the mutation

sanctioned on the basis thereof, as Annexure P-2. It is contended that there is no basis for the allegations in the FIR.

A co-ordinate Bench of this Court by the order dated 23.06.2017, had directed the petitioner to join investigation and in the event of his arrest, he was ordered to be released on ad-interim bail to the satisfaction of Arresting/Investigating Officer, subject to the conditions envisaged under Section 438(2) Cr.P.C.

Learned State counsel, on instructions from ASI Sikander Singh, states that in pursuance to the order dated 23.06.2017, the petitioner has joined investigation and is not required for custodial interrogation.

In view of the above and without expressing any opinion on the merits of case, the order dated 23.06.2017, granting ad-interim bail to the petitioner, is hereby made absolute. However, the petitioner shall abide by the conditions envisaged under Section 438(2) Cr.P.C.

The petition stands disposed of accordingly.

(ANUPINDER SINGH GREWAL)
JUDGE

AUGUST 23, 2017

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1. Whether speaking/reasoned : YES/NO
2. Whether reportable : YES/NO