

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

CRM-M-3734 of 2017

Date of Decision: April 28, 2017

Saroj Sharma

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE FATEH DEEP SINGH

Present: Mr. Ved Priya Malik, Advocate
for Mr. Anupam Sharma, Advocate
for the petitioner.

Mr. J.S. Brar, AAG, Punjab.

Mr. Mohammad Yousaf, Advocate
for the complainant.

FATEH DEEP SINGH, J.

Learned State counsel on instructions from ASI Surinder Pal, Police Station Ahmedgarh, Malerkotla submits that in compliance of orders dated 06.02.2017 the petitioner has since joined the investigation and that nothing is to be recovered from her and has not opposed the grant of bail to the petitioner.

Learned counsel for the complainant has opposed the grant of bail on the grounds that the family of the petitioner has defrauded number of poor farmers by not repaying their dues of the agriculture produce so sold to them.

Admittedly, it is the stand of the complainant side that

since the year 2013 they were in this relationship, whereby, the complainant side use to sell agriculture produce to the petitioner side and the family of the petitioner who are commission agents used to pay part of the amount. The question whether the same falls in realm of criminality or a case of pure civil nature for recovery of the amount and is a matter which can only be adjudicated at the time of trial.

In view thereof *ad interim* orders dated 06.02.2017 passed by this Court are made absolute on the same terms and conditions.

The petition stands disposed off.

(FATEH DEEP SINGH)
JUDGE

April 28, 2017
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Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No