

**CRM-M-37581-2017,
CRM-M-38962-2017 and
CRM-M-40451-2017**

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

Date of Decision:06.12.2017

1. CRM-M-37581-2017

Hardeep Singh

... Petitioner

Versus

State of Punjab

... Respondent

2. CRM-M-38962-2017

Harjit Singh

... Petitioner

Versus

State of Punjab

... Respondent

AND

3. CRM-M-40451-2017

Sikander Singh

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. H.N.S.Gill, Advocate,
for the petitioners in all the petitions.

Mr. Ayush Sarna, AAG, Punjab.

Mr. Gursimran S. Jossan, Advocate,
for the complainant.

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INDERJIT SINGH, J. (Oral)

This order shall dispose of CRM-M-37581-2017, filed by petitioner-Hardeep Singh, CRM-M-38962-2017, filed by petitioner-Harjit Singh and CRM-M-40451-2017, filed by petitioner-Sikander Singh, under Section 438 of the Code of Criminal Procedure, 1973 (for brevity, 'Cr.P.C.') for grant of anticipatory bail in case FIR No.78 dated 10.05.2017, registered at Police Station City Rupnagar, under Sections 420, 406, 506 and 120-B of the Indian Penal Code.

Notice of motion was issued in these petitions. Learned State counsel put in appearance on behalf of the respondent-State and complainant also appeared through their counsel. They contested these petitions.

I have heard learned counsel for the parties as well as learned State counsel and have gone through the record.

Perusal of record shows that there was a dispute regarding a Stone Crusher, which was given on rent by the complainant to two accused namely Hardeep Singh and Harjit Singh. Later on, a dispute arose in the family of the complainant regarding ownership of the same and the accused stated that they have suffered losses and in order to compensate them, the complainant gave two cheques of Rs.9 lakhs each, which have been duly encashed by them. As per the FIR, the complainant asked for her earlier cheques which were with the accused. As per the FIR, one of the accused namely Harjit Singh torn the cheque whereas cheque from Hardeep Singh was snatched by the complainant which was a colour copy of the same.

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In pursuance of the interim orders dated 07.10.2017 passed in CRM-M-37581-2017, dated 13.10.2017 passed in CRM-M-38962-2017 and dated 30.10.2017 passed in CRM-M-40451-2017, the petitioners have already joined the investigation. They are not required for custodial interrogation. Therefore, no useful purpose will be served by sending them 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 these petitions and the same are allowed. The orders dated 07.10.2017 passed in CRM-M-37581-2017, dated 13.10.2017 passed in CRM-M-38962-2017 and dated 30.10.2017 passed in CRM-M-40451-2017, granting interim bail to the petitioners, are made absolute. However, the petitioners 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.

06.12.2017

parveen kumar

**(INDERJIT SINGH)
JUDGE**

Note:	Whether speaking/reasoned	:	Yes
	Whether reportable	:	No