

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

204

**CRM-M-38901-2017
DATE OF DECISION: 22.11.2017**

GURMEJ SINGH

... Petitioner(s)

Versus

STATE OF PUNJAB

... Respondent(s)

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. D.S. Kahlon, Advocate
for the petitioner.

Mr. Kanisth Ganeriwala, Asstt. A.G., Punjab.

ANUPINDER SINGH GREWAL, J. (ORAL)

The petitioner is seeking anticipatory bail in FIR No. 84 dated 24.07.2017, under Sections 420/ 120-B IPC, registered at Police Station Kathunagal, District Amritsar (Rural).

Learned counsel for the petitioner contends that the allegations against the petitioner in the FIR are that he had taken earnest money of Rs.20,00,000/- from the complainant and also entered into an agreement to sell a plot but thereafter he had sold the same to another person. Learned counsel further contends that the matter has been compromised with the complainant and the petitioner is returning the entire amount in monthly installment of Rs.30,000/-. Two such installments have been paid to the complainant and the complainant has duly issued receipts, copies of which have been annexed as Annexures P-2 and P-3 respectively.

This Court, by the order dated 13.10.2017, had directed the petitioner to appear before the Investigating Officer and join the investigation and in the event of his arrest, he was to be released on ad-interim bail to the satisfaction of the Investigating/Arresting Officer, subject to the conditions envisaged under Section 438(2) Cr.P.C.

Learned State counsel, upon instructions from ASI Amanjit Singh, states that the petitioner has joined investigation and is not required for custodial interrogation.

In view of the submissions of learned counsel for the petitioner and keeping in view the fact that the petitioner has joined investigation, the order dated 13.10.2017 granting interim bail to the petitioner is made absolute.

However, the petitioner shall abide by the conditions stipulated under Section 438(2) Cr.P.C. He shall also join investigation as and when called upon to do so.

The petitioner shall also return the amount in the monthly installments in terms of the agreement with the complainant. In case, he defaults, the complainant shall be at liberty to prefer an application to this Court.

The petition stands disposed of.

22.11.2017*SwarnjitS***(ANUPINDER SINGH GREWAL)
JUDGE**

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