

205 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-41903-2016
Date of decision-18.01.2017

Gopal Singh
Vs.
State of Punjab

...Petitioner

...Respondent

CORAM:- HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present: Mr. Arjunveer Sharma, Advocate for the petitioner.

Mr. Luvinder Sofat, AAG, Punjab.

JITENDRA CHAUHAN, J. (Oral)

By filing the present petition under Section 438 of the Code of Criminal Procedure, the petitioner has sought anticipatory bail in FIR No.124 dated 27.04.2010, registered under Sections 448, 511, 420, 467, 468, 471 and 120-B of Indian Penal Code at Police Station Sarabha Nagar, Ludhiana.

On 23.11.2016, this Court had passed the following order:-

“Contends that the plot in question was allotted to Gurnam Singh, who allegedly sold the same to Sohan Singh, vendor of the petitioner. The petitioner is a bona fide purchaser of the property from Sohan Singh against sale consideration of Rs.24.00 lakhs, out of which, half amount was paid through cheque.

Notice of motion for 18.01.2017.

At the asking of the Court, Mr. Luvinder Sofat, AAG, Punjab, accepts notice. A complete copy of the paper book has been handed over to learned State counsel, in the Court.

Meanwhile, in the event of arrest of the petitioner by the Arresting Officer, he shall be released on interim bail subject to the following conditions:-

- 1. That he shall make himself available for interrogation by a police officer as and when required;*
- 2. That he shall not directly or indirectly make any*

inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the Court or to any police officer and;

3. That he shall not leave India without prior permission of the Court.”

It is contended that in pursuance of the order dated 23.11.2016, the petitioner has joined the investigation. The learned State counsel, submits that the petitioner has joined the investigation and he is not required for custodial interrogation.

In view of the above, without expressing any opinion on the merits of the case, the interim bail granted by this Court vide order dated 23.11.2016, is made absolute, subject to furnishing bail bonds/surety bonds to the satisfaction of learned Chief Judicial Magistrate/Duty Magistrate, concerned.

The petition stands allowed.

(JITENDRA CHAUHAN)
JUDGE

January 18, 2017

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Whether speaking/reasoned :	Yes	No
Whether Reportable :	Yes	No