

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

Sr. No.276

CRM-M No.44083 of 2016

Date of decision: 02.03.2017

Pawandeep Tuli Nambardar

....Petitioner

versus

State of Punjab

....Respondent

CORAM: HON'BLE MR. JUSTICE DEEPAK SIBAL

Present: Mr. Karanjit Singh, Advocate
for the petitioner.

Mr. Kirat Singh Sidhu, DAG, Punjab.

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DEEPAK SIBAL, J. (Oral)

Through the present petition filed under Section 438 Cr.P.C., the petitioner seeks anticipatory bail in FIR No.167 dated 03.11.2016, registered under Sections 420, 467, 468, 471, 120-B IPC, at Police Station Sadar, District Tarn Taran.

On 09.12.2016, while issuing notice of motion, this Court had granted ad-interim anticipatory bail to the petitioner to the satisfaction of the Arresting/Investigating officer subject to the condition prescribed under Section 438(2) Cr.P.C.

Seeking anticipatory bail for the petitioner, learned counsel for the petitioner submits that even if the contents of the FIR are accepted as the gospel truth, which he does not admit, the only allegation against the petitioner is that he identified one of the sureties in Court; the identification of that surety was not found to be fake; the petitioner was a Nambardar

interim orders passed by this Court, he has joined the investigation and has fully cooperated with the Investigating Agency.

Learned State counsel, on instructions from ASI Paramjit Singh, does not dispute that the petitioner has joined the investigation and states that at this stage is no longer required for further questioning.

In view of the above, the petition is allowed and the order dated 09.12.2016 granting ad-interim anticipatory bail to the petitioner is made absolute subject to the condition prescribed under Section 438(2) Cr.P.C.

Nothing observed herein above shall be considered to be an expression of opinion by this court on the merits of the case.

If during the pendency of the present petition, the petitioner is found indulging in any other criminal activity/misusing the concession of bail, it will be open to the State to move an appropriate application before the competent Court/this Court for cancellation of the granted anticipatory bail to the petitioner through this order.

(DEEPAK SIBAL)
JUDGE

March 02, 2017

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(i) Whether speaking/reasoned Yes/No

(ii) Whether reportable Yes/No