

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

CRM-M -7821 of 2017 (O&M)

Date of decision: 30.05.2017

Joginder Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR.JUSTICE JITENDRA CHAUHAN

Present: Mr. M.S. Hundal, Advocate for the petitioner(s).

Ms. Harsimrat Rai, DAG, Punjab.

Mr. Prateek Sodhi, Advocate for the complainant.

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.0092 dated 15.12.2016, registered under Sections 420 and 120-B of IPC, at Police Station Ramdas, District Amritsar.

On 08.03.2017, this Court had passed the following order:-

“Learned counsel contends that the petitioner is not the beneficiary and has only identified the seller.

Notice of motion for 26.04.2017.

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 08.04.2017, the petitioner has joined the investigation. The main accused Gurmit Kaur has already been admitted to bail. She has returned the amount of Rs. 12 lakh to the complainant. The petitioner has not received any amount. The agreement to sell is dated 07.05.2012. The complainant has not filed any civil suit.

The learned State counsel, on instructions submits that though the petitioner has joined the investigation, however, he is required for custodial interrogation.

The learned counsel for the complainant opposes the bail application.

Considering the fact that the petitioner has repeatedly joined the investigation, without expressing any opinion on the merits of the case, the interim bail granted by this Court vide order dated 08.03.2017, 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.

30.05.2017

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(JITENDRA CHAUHAN)
JUDGE

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