IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRM-M-3207-2018 (O&M)
Date of decision: 10.10.2018

Amolak Singh and another

... Petitioners

Vs.

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. Rishu Mahajan, Advocate
for the petitioners.

Mr. Joginder Pal Ratra, DAG, Punjab.

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ARVIND SINGH SANGWAN, J. (ORAL)

Prayer in this petition is for grant of anticipatory bail to the petitioners in FIR No.140 dated 16.09.2017 under Sections 420, 467, 468, 471, 120-B IPC, registered at Police Station Ajnala, District Amritsar.

While granting interim anticipatory bail to the petitioner, following order was passed on 25.01.2018: -

> *"Learned counsel for the petitioners submits that on the basis of a sale deed dated 28.06.2006, the FIR has been registered in 2013. Counsel for the petitioners further submits that in fact on an earlier occasion, FIR No.60 dated 02.05.2012 under Sections 379/448/511 IPC was got registered by the petitioners against the complainant, in which challan has been presented. Counsel for the petitioners also submits that another FIR No.143 dated 23.08.2012 under Sections 419/420/467/468/471/120-B IPC was also got registered by the petitioners against the complainant party*

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regarding forgery of a power of attorney and in this case also, challan has been presented. It is further submitted that these two FIRs (Annexures P-2 and P-3) relate to the same property and the complainant has every knowledge about the sale deed dated 28.06.2006 and therefore, the present FIR, which has got registered in 2017, is only a counter-blast to the aforesaid FIRs.

Notice of motion for 20.04.2018."

Thereafter, the petitioners were re-directed to join the investigation vide orders dated 20.04.2018 and 18.05.2018.

Learned counsel for the petitioners submits that the petitioners have joined the investigation and handed over the original sale deed to the Investigating Officer.

This fact is not disputed by learned State counsel, on instructions from HC Jasbir Singh, and submits that the petitioners are no more required for any further investigation.

In view of the above, this petition is allowed and the interim bail granted to the petitioners vide order dated 25.01.2018 is made absolute subject to the conditions envisaged under Section 438 (2) Cr.P.C.

[ARVIND SINGH SANGWAN]
JUDGE

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Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No

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