

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

Sr.No.201

**CRM-M-32438 of 2018
Date of Decision:22.10.2018**

Amandeep Singh

....petitioner

Versus

State of Punjab

.....respondent

CORAM: HON'BLE MR.JUSTICE ARVIND SINGH SANGWAN

Present: Ms.Amanpreet Kaur, Advocate for
Mr.H.N.S.Gill, Advocate
for the petitioner

Mr.Sidakmeet Sandhu, AAG Punjab

Mr.Ishan Gupta, Advocate
for the complainant

ARVIND SINGH SANGWAN, J.(ORAL) :

Prayer in this petition is for grant of anticipatory bail in FIR No.181 dated 29.06.2018 under Sections 341, 323, 365, 342, 34 IPC, registered at Police Station City, Sangrur.

The operative part of the order dated 01.08.2018 vide which interim bail was granted to the petitioner, reads as under:-

“Learned counsel for the petitioner submits that much prior to registration of the FIR, the petitioner had given a complaint dated 16.03.2018 (Annexure P-5) to Senior Superintendent of Police, Sangrur against the complainant with regard to a property dispute. Counsel for the petitioner further submits that as per allegations in the FIR, the petitioner is attesting witness to an agreement to sell dated 01.09.2017 (Annexure P-1) and the complainant, thereafter, entered into another agreement to sell with brother of the petitioner on 28.06.2018 (Annexure P-2). It is further submitted that both petitioner and the complainant are property dealers and it is mentioned in the FIR that the petitioner was demanding commission for a

deal, to which the complainant refused and later on, he got the present FIR registered with the allegations that the petitioner and others have kidnapped him.

Learned counsel for the petitioner has further submitted that during the investigation, the police has recorded zimni No.1 dated 29.06.2018, in which the Investigating Officer has recorded that there is no evidence or material to show that the petitioner got the signatures of the complainant on the blank papers. It is further submitted that the stamp papers purchased from stamp vendor on 27.06.2018, which were witnessed by two persons namely Jasmail Singh and Inderjeet Sharma, also show that primarily it is a dispute regarding sale and purchase of properties, which has been given the colour of criminal litigation.

Learned counsel for the petitioner has further argued that vide order dated 06.07.2018, the Additional Sessions Judge, noticing all the aforesaid facts, had directed to the petitioner to join the investigation and his arrest was stayed, however, later on, vide order dated 23.07.2018, the anticipatory bail application of the petitioner was dismissed, with an observation that the applicant has not cooperated with the police and without assigning the reasons or cooperation, which is required from the petitioner during the investigation.

Notice of motion for 22.10.2018.”

Learned counsel for the State, on instructions from ASI Gurmit Singh submits that the petitioner has joined the investigation.

In view of the above, the petition is allowed and the interim bail granted to the petitioner vide order dated 01.08.2018 is made absolute.

**(ARVIND SINGH SANGWAN)
JUDGE**

22.10.2018

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