

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

CRM-M-10192-2019

Date of decision-29.05.2019

Sukhvinder Singh

....Petitioner

Vs.

State of Punjab

...Respondent

CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: None for the petitioner.

Mr. Harsimar Singh Sitta, AAG, Punjab assisted by
ASI Paramjit Singh.

MANOJ BAJAJ, J.

This petition has been filed by the petitioner under Section 438 Code of Criminal Procedure for grant of anticipatory bail in case FIR No.06 dated 10.01.2019 under Sections 420, 406, 465, 467, 468 and 471 of Indian Penal Code registered at Police Station Bassi Pathanan, District Fatehgarh Sahib. The petitioner apprehended his arrest at the hands of Police.

On 30.04.2019, following order was passed:-

“Learned counsel for the petitioner contends that the allegations in the FIR is regarding obtaining loan from the State Bank of India repeatedly by mortgaging the same property. According to him, each time the loan was extended after recording satisfaction by the Bank officials in obtaining non encumbrance certificate in respect of the property, and in all a sum of ₹37 lacs was obtained as a loan and the property mortgaged is 73 kanals which is valued much more than the amount of loan given by the Banks. It is further contended that the Bank has already resorted to the recovery proceedings by way of instituting civil suits against the borrowers.

Adjourned to 29.05.2019.

In the meanwhile, petitioner shall join the

investigation and would come present as and when called for and in the event of arrest, he shall be admitted to interim bail on his furnishing personal and surety bonds to the satisfaction of the Arresting/Investigating Officer. The petitioner shall also abide by the conditions as specified under Section 438 (2) Cr.P.C.”

Learned State counsel who is assisted by ASI Paramjit Singh states that petitioner has joined the investigation. Learned counsel on instructions from ASI Paramjit Singh further states that the petitioner is not required for custodial interrogation for the time being.

Considering above, the petition is allowed and the interim bail granted by this Court vide order dated 30.04.2019 is made absolute. However, it is made clear that this order shall remain operative till the filing of the final report under Section 173 (2) Cr.P.C.

The petition stands allowed.

(MANOJ BAJAJ)
JUDGE

29.05.2019

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