

CRM-M-14635-2019

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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

213

CRM-M-14635-2019

Date of Decision : 13.5.2019

Ashwinder Jain

..... Petitioner

Versus

State of Punjab

..... Respondent

CORAM : HON'BLE MR.JUSTICE AJAY TEWARI

Present : Mr. Chetan Bansal, Advocate
for the petitioner.

Ms. Amarjit Kaur Khurana, DAG, Punjab.

AJAY TEWARI, J. (Oral)

This is a petition under Section 438 Cr.P.C. for grant of anticipatory bail to the petitioner in case FIR No.19 dated 16.2.2019 registered under Sections 465, 467, 468 and 471 IPC, 1860 registered at Police Station City-II, Malerkotla, District Sangrur.

Mr. Jitender Malik, Advocate has entered appearance on behalf of the complainant.

On 1.4.2019, the following order was passed :-

“Senior counsel for the petitioner argued that the dispute is regard to Will of his father and appeal regarding the same is pending in this Court bearing RSA No.1978 of 2003 and till such time the said RSA is not decided, it cannot be determined that the Will propounded by the father of the petitioner is fake.

Notice of motion for 06.05.2019.

Meanwhile, the petitioner will appear before the Investigating Officer on 08.04.2019 and on any other date as and when his presence is required. On doing so, the petitioner will be released on interim bail to the satisfaction of the Investigating Officer.”

Today counsel for the petitioner has stated that the petitioner has joined the investigation.

Learned DAG on instructions from Investigating officer has accepted these factual assertions and stated that he is no more required for custodial interrogation.

In the circumstances, keeping in view the entire conspectus of facts, without going into the merits of the case, I do not deem it appropriate to deny the concession of anticipatory bail to the petitioner.

Petition is allowed. Interim order dated 1.4.2019 is made absolute.

Since the main case has been decided, the pending criminal miscellaneous application, if any, also stands disposed of.

13.5.2019
anuradha

(AJAY TEWARI)
JUDGE

Whether speaking/reasoned - Yes/No

Whether reportable - Yes/No