

CRM-M-46292-2018 (O&M)

Date of Decision:22.05.2019

DINESH KUMAR

...Petitioner

Versus

STATE OF PUNJAB

...Respondent

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. Manpreet Singh Dua, Advocate
for the applicant/petitioner.

Ms. Ruchika Sabharwal, AAG, Punjab.

ANUPINDER SINGH GREWAL, J. (ORAL)**CRM-16492-2019**

This application has been filed for amendment of head note/prayer clause by adding Section 420 of IPC in the main petition.

Learned counsel for the applicant/petitioner contends that during the pendency of this petition, Section 420 IPC has been added vide rapat No.18 dated 19.09.2018.

For the reasons stated in the application, the same is allowed and Section 420 IPC is hereby added in the head note/prayer clause of the present petition.

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The petitioner is seeking anticipatory bail in FIR No.66 dated 24.04.2018, under Sections 406, 411 IPC added later on and Section 420 IPC added later on vide Rapat No.18 dated 19.09.2018 of the Indian Penal Code ('IPC' - for short), registered at Police Station City-1 Abohar, District Fazilka

on the basis of compromise dated 11.05.2018 between the parties with mutual consent (Annexure P-2).

Learned counsel for the petitioner contends that the FIR is an outcome of a monetary dispute, which has now been resolved and the matter has been compromised.

A coordinate Bench of this Court/This Court, by the order dated 22.10.2018, had directed the petitioner to appear before the Investigating Officer and join the investigation and in the event of his arrest, he was ordered to be released on ad-interim bail to the satisfaction of the Investigating/Arresting Officer, subject to the conditions envisaged under Section 438(2) Cr.P.C.

Learned State counsel, on instructions from ASI Bhadur Singh, states that the petitioner has joined investigation and is not required for custodial interrogation.

In view of the submissions of learned counsel for the petitioner and keeping in view the fact that the petitioner has joined investigation, the order dated 22.10.2018 granting interim bail to the petitioner is made absolute.

However, the petitioner shall abide by the conditions stipulated under Section 438(2) Cr.P.C. He shall also join investigation as and when called upon to do so.

The petition stands disposed of.

(ANUPINDER SINGH GREWAL)

JUDGE

May 23, 2019

Jyoti-1 Whether speaking/reasoned Yes/No Whether Reportable Yes/No