

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

CRM-M-22839-2019

Date of Decision: 19.07.2019

Bimlesh Kumar

.. Petitioner

Vs.

State of Punjab

..Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Aayush Gupta, Advocate for the petitioner.

Mr. Prabhjot Singh Walia, Asstt. A.G., Punjab.

Mr. G.S. Chinna, Advocate
for the complainant.

...

Inderjit Singh, J. (Oral)

Petitioner Bimlesh Kumar has filed this petition under Section 438 Cr.P.C. for grant of anticipatory bail in case FIR No.0001 dated 03.01.2019, registered at Police Station P.S. NRI, District Police Commissionerate, Ludhiana, under Sections 420, 465, 467, 468, 471 and 120-B of Indian Penal Code.

Notice of motion was issued.

Learned State counsel and counsel for the complainant have appeared and contested this petition.

I have heard learned counsel for the parties as well as learned State counsel and have gone through the record.

As per the prosecution version, the present petitioner is a beneficiary under the forged agreement.

Learned counsel for the petitioner argued that the civil suit on the basis of agreement is still pending before the Civil Court. Even the

ejectment application has been filed, which is also pending and no such finding has come so far.

In pursuance of the interim order dated 20.05.2019, passed by this Court, the petitioner has already joined the investigation. He is not required for custodial interrogation. The case is based on documentary evidence. Nothing is to be recovered from him. No useful purpose would be served by sending him to custody.

Keeping in view the facts and circumstances of the present case; without discussing the facts of the case in minute details and without expressing any opinion on the merits of the case, I find merit in this petition and the same is allowed. The order dated 20.05.2019, granting interim bail to the petitioner, is made absolute. However, the petitioner shall join the investigation as and when called upon to do so and shall abide by the conditions of Section 438 (2) Cr.P.C.

19.07.2019
Jasmine Kaur

(INDERJIT SINGH)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes
No