

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

**CRM-M No. 53561 of 2018
Date of Decision:-22.01.2019**

Sunder Lal

...Petitioner

Versus

State of Haryana

...Respondent

CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ

Present:- Mr. Paramjit Singh Sullar, Advocate
for the petitioner.

Mr. Sukhdeep Parmar, DAG, Haryana.

MANOJ BAJAJ J.(Oral)

By filing the present petition under Section 438 of the Code of Criminal Procedure, the petitioner has sought anticipatory bail in FIR No. 640 dated 14.10.2018, under Sections 148, 149, 323, 380, 427, 447, 452 and 506 IPC, registered at Police Station Quilla Panipat, District Panipat.

On 04.12.2018, this Court had passed the following order :-

“Learned counsel for the petitioner contends that an agreement to sell was allegedly executed on 12.09.2018 between Kamlesh and Gulsher and the petitioner happens to be a witness on the instrument. The property is allegedly in possession of the complainant-Ashok Kumar, who is the author of FIR No.640 dated 14.10.2018.

Learned counsel further contends that allegations are vague as no particulars of the persons approximately 9 to 10, who had entered in the house, have been mentioned. The petitioner is not named in the FIR.

Notice of motion for 22.01.2019.

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

Learned counsel for the petitioner contends that in pursuance of the order dated 04.12.2018, the petitioner has joined the investigation.

Learned State counsel on instructions of HC Rana Partap submits that the petitioner has joined the investigation and he is not required for custodial interrogation.

In view of the above, without expressing any opinion on the merits of the case, the interim bail granted by this Court vide order dated 04.12.2018, is made absolute.

The petition stands allowed.

January 22, 2019
Vijay Asija

(MANOJ BAJAJ)
JUDGE

Whether speaking/reasoned
Whether Reportable

Yes / No
Yes / No