

IN THE HIGH COURT OF PUNJAB AND HARYANA,
AT CHANDIGARH

223

CRM-M-47557 of 2019

Decided on :05.12.2019

Shivani Sharma

... Petitioner

Versus

State of Punjab

.. Respondents

CORAM : HON'BLE MR.JUSTICE ANUPINDER SINGH GREWAL

Present : Mr.Sudhir Rana, Advocate
for the petitioner.

Mr.K.K.Bheniwal, Addl.A.G.Punjab.

Anupinder Singh Grewal, J. (Oral)

The petitioner is seeking anticipatory bail in FIR No.112 dated 08.08.2019, under Sections 406, 420 and 120-B of the Indian Penal Code, 1860, registered at Police Station Navi Baradari, District Jalandhar.

Learned counsel for the petitioner contends that the allegations in the FIR are primarily against co-accused, namely, Manjit Kaur, who is alleged to have sold a plot to two persons after having received earnest money. It is alleged that the petitioner is an attesting witness to the agreement to sell. He, however, contends that the petitioner has been falsely implicated by the complainant, who has also filed a complaint against the petitioner under Section 138 of the Negotiable Instruments Act, 1881, about a year prior to the registration of this FIR. He also contends that the petitioner did not sign as an attesting witness to the agreement to sell and she is not involved in any other case of similar nature.

This Court, by the order dated 07.11.2019, had directed the petitioner to appear before the investigating/arresting officer and join the

investigation and in the event of his arrest, he was to be released on ad

interim bail subject to the satisfaction of the investigating/arresting officer.

Learned State counsel on instructions from ASI Gurdial Singh, states that the petitioner has joined the investigation but recovery of Rs.1,80,000/-which was paid to the petitioner has to be effected.

In view of the submissions of learned counsel for the petitioner and the petitioner having joined investigation, the order dated 07.11.2019 granting ad 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

05.12.2019
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Whether speaking/reasoned	:	Yes/No
Whether Reportable	:	Yes/No