

HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

201

CRM-M-11000-2020
Decided on : 11.08.2020

Rohit Goyal

... Petitioner

Versus

State of Punjab

... Respondent

(2)

CRM-M-15952-2020
Decided on : 11.08.2020

Rakesh Kumar

... Petitioner

Versus

State of Punjab

... Respondent

CORAM : HON'BLE MR. JUSTICE G.S. SANDHAWALIA

Present: Mr. Gaurav Gupta, Advocate, for the petitioner(s).

Mr. Hitten Nehra, Addl. AG, Punjab.

Mr. J.S. Moudgil, Advocate, for the complainant.

(The proceedings are being conducted through video conferencing, as per instructions.)

G.S. Sandhawalia, J. (Oral)

Petitioners seek anticipatory bail in case FIR No.200 dated 09.08.2019 under Sections 452, 334, 323, 341, 506, 148, 149, 420, 467, 468, 471, 120-B of IPC, registered at Police Station Kotwali, Patiala, District Patiala.

The same is opposed by the counsel for the complainant, Mr. J.S. Moudgil, Advocate.

Counsel for the State Mr. Hitten Nehra, Addl. AG, Punjab has submitted that petitioners Rohit Goyal and Rakesh Kumar have joined the investigation on 08.06.2020 and 27.07.2020 in pursuance of the interim

orders passed on dated 01.06.2020 and 23.06.2020, in both the cases. The order passed in case of petitioner Rohit Goyal reads as under:

“The case is taken up on account of mentioning, which was accepted for today on account of the fact that there was no interim protection granted to the petitioner while issuing notice of motion. Counsel for the petitioner has submitted that the injuries as such are on the knee of the complainant Satnam Singh and alleged to be given by a sword but they are not grievous as such. Counsel for the complainant submits that there is a dispute as such regarding the possession of piece of land on the basis of alleged agreement dated 22.03.2018 in favour of Rakesh Kumar and Manjit Singh and injunction against the father of the complainant has been declined in favour of the said persons vide order dated 18.07.2019 (Annexure P-4).

Counsel for the State has submitted that the agreement as such has been sent for comparison and the signatures of the father of the complainant Mohkam Singh have been found to be forged and he prays for time to produce the necessary record as such.

Adjourned to 11.08.2020.

In the meantime, it is directed that the petitioner shall join investigation and in the event of arrest of the petitioner, he shall be released on ad-interim bail subject to the satisfaction of the investigation officer. The petitioner shall join investigation as and when required and shall comply with the conditions laid down in Section 438(2) Cr.P.C.”

It is further submitted by the counsel for the State that the petitioners are not required for any further investigation.

Counsel for the petitioners submitted that regarding the

allegations of forgery of the documents, it is subject matter of civil suit as such and therefore, the custodial interrogation of the petitioners is not required.

Keeping in view the above, interim orders dated 01.06.2020 and 23.06.2020, are confirmed.

The Criminal Misc. Petitions stand disposed of accordingly.

11.08.2020
Parveen

(G.S. SANDHAWALIA)
JUDGE

Whether speaking/reasoned:
Whether Reportable:

Yes/No
Yes/No