

205 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M No.16731 of 2020

Date of Decision:14.09.2020

DHARMINDER SINGH

...Petitioner

Versus

STATE OF PUNJAB

...Respondent

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present: Mr. K.B.Raheja, Advocate
for the petitioner.

Mr. M.S.Nagra, AAG, Punjab.

HARNARESH SINGH GILL, J. (ORAL)

Case is taken up for hearing through video conferencing.

Through the instant petition under Section 438 Cr.P.C., the petitioner seeks anticipatory bail in case FIR No. 404 dated 09.11.2019 registered under Sections 420, 467, 468, 471 and 120-B IPC, at Police Station Divn. No. 5, District Police Commissionerate Ludhiana.

On 26.06.2020, this Court passed the following order :-

“Through the instant petition under Section 438 Cr.P.C., the petitioner seeks anticipatory bail in case FIR No. 404 dated 09.11.2019 registered under Sections 420, 467, 468, 471 and 120-B IPC, at Police Station Divn. No. 5, District Police Commissionerate Ludhiana.

Learned counsel for the petitioner has pointed out that the petitioner is working in the office of M/s. Ashoka Buildcon Ltd. The revenue record is said to have been manipulated by Patwari, Kanungo, Tehsildar and SDM but none of them are accused in the present case, whereas the petitioner has been arrayed as accused.

Notice of motion.

On the asking of this Court, Mr. Ajay Pal Singh Gill, DAG Punjab accepts notice on behalf of the respondent-State. He pointed out that high power Special Investigation Team (SIT) was constituted and the said SIT has sent their report to the Deputy Commissioner pertaining to the role of revenue officials but his response is still awaited.

Meanwhile, the petitioner is directed to join the investigation and if he is sought to be arrested, he shall be released on interim bail to the satisfaction of Investigating Officer/Arresting Officer subject to the conditions as envisaged in Section 438 (2) of the Code of Criminal Procedure.

Adjourned to 14.09.2020. ”.

Learned counsel for the petitioner states that pursuant to the order dated 26.06.2020 passed by this Court, the petitioner has joined the investigation.

Learned State counsel on instructions from ASI Gurcharan Singh, states that the petitioner has joined the investigation and challan has also been presented, he is not required for any further investigation.

I have heard the learned counsel for the parties.

In view of the above, without commenting on the merits of the case, the present petition is allowed and the order dated 26.06.2020 granting interim bail to the petitioner is made absolute, subject to the conditions laid down in Section 438 (2) of the Code of Criminal Procedure.

(HARNARESH SINGH GILL)
JUDGE

September 14, 2020

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