

204-2

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M No. 16959 of 2020 (O&M)
Decided on: 25.09.2020

Baljinder Singh

....Petitioner

Versus

State of Punjab

....Respondent

CORAM: HON'BLE MR JUSTICE ARVIND SINGH SANGWAN

Present : Mr. P.S. Ahluwalia, Advocate
for the petitioner.

Mr. Joginder Pal Ratra, DAG, Punjab.

ARVIND SINGH SANGWAN, J. (Oral)

The petitioner prays for grant of anticipatory bail in FIR No.14 dated 30.01.2020 registered under Sections 406 and 420 read with Section 120-B Indian Penal Code, 1860 at Police Station Balongi, District SAS Nagar (Mohali).

The operative part of the order dated 01.07.2020, vide which interim anticipatory bail has been granted to the petitioner, is reproduced as under:-

“...Learned Counsel for the petitioner has submitted that the FIR has been registered on the basis of two complaints made by complainant-Balvir Singh Multani the first for taking action against Balwinder Singh son of Bant Singh and the second for taking action against Balbir Singh son of Gurmukh Singh respectively. The petitioner is neither named in the first complaint nor in the second complaint. The petitioner has been implicated as an accused during the course of the inquiry on the said

CASE HEARD THROUGH VIDEO CONFERENCING

complaints. Son of the petitioner had purchased land measuring 2 Kanals 11 Marlas vide sale deed dated 04.07.2006 executed by the petitioner and his co-accused Balwinder Singh. There is a dispute regarding 4 Marlas of land between the complainant and the petitioner being GPA of his son. Prior to the registration of the FIR the petitioner had filed civil suit against the complainant as GPA of his son for permanent injunction for restraining the complainant from forcibly occupying the said 4 Marlas of his land. The complainant has given the civil dispute the colour of criminal offence to pressurize the petitioner and his son. Co-accused Balwinder Singh has been granted interim bail by the Coordinate Bench of this Court vide order dated 25.06.2020. The petitioner is ready to join the investigation.

Notice of motion....”

Counsel for the petitioner has submitted that, in pursuance to the order dated 01.07.2020, the petitioner has appeared before the Investigating Officer and has joined the investigation.

Counsel for the State, on instructions from the Investigating Officer, has not disputed the aforesaid fact and submits that the petitioner is no more required for further investigation.

In view of the above, this petition is allowed and the interim bail granted to the petitioner vide order dated 01.07.2020 is made absolute subject to the conditions envisaged under Section 438(2) Cr.P.C.

(ARVIND SINGH SANGWAN)
JUDGE

25.09.2020
yakub

Whether speaking/reasoned Yes/No

Whether reportable: Yes/No