

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

CRM-M-18485-2020
Date of decision: 16.9.2020

Balkar Singh **.....Petitioner.**

vs.

State of Punjab and another **.....Respondents.**

CORAM: - HON'BLE MR. JUSTICE SANJAY KUMAR

Present: - Mr. Jaswinder Singh Saini, Advocate, for the petitioner.

Mr. Gaurav Garg Dhuriwala, Senior Deputy Advocate
General, Punjab.

Mr. Aman Mittal, Advocate, for the complainant.

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Sanjay Kumar, J. (ORAL)

The petitioner is one of the accused in FIR No. 0054 dated 29.5.2020 on the file of Police Station Sanour, District Patiala, registered under Sections 420, 465, 468, 471 and 120-B IPC. By way of this petition filed under Section 438 Cr.P.C., he seeks grant of anticipatory bail.

As per the prosecution, the petitioner helped the co-accused in obtaining bank loans on the security of lands which were already subjected to mortgage. In this exercise, he is alleged to have forged documents also.

During the course of the hearing, Mr. Aman Mittal, learned counsel for the complainant, had asserted that out of the loan amount of ₹ 48 lakh secured from the Corporation Bank, a sum of ₹ 25 lakh had been transferred to the petitioner. This aspect was directed to be verified and pursuant thereto, Mr. Ajay Pal Singh, Deputy Superintendent of Police, Rural, Patiala, filed an affidavit stating that due investigation had

not disclosed transfer of any such amount or other amount into the bank account of the petitioner in Oriental Bank of Commerce, Sanour Branch.

Given the aforesaid facts, this Court is of the opinion that it would suffice at this stage if the petitioner joins the investigation and cooperates with the police. Needless to state, the petitioner would have to furnish admitted documents containing his handwriting and signature, apart from furnishing current samples of his handwriting and signature to the police authorities, to enable verification of the allegation of forgery levelled against him. He would also have to cooperate with the investigation in all other respects.

The petition is accordingly allowed directing the petitioner to forthwith join the investigation in FIR No. 0054 dated 29.5.2020 on the file of Police Station Sanour, District Patiala, and cooperate with the police authorities fully in terms of the observations made hereinabove. In the event the petitioner's arrest is warranted in relation to this case at any future point of time, the police shall release him on bail upon his furnishing a personal bond for a sum of ₹ 50,000/- along with one surety for a like sum to the satisfaction of the Arresting/Investigating Officer. In such an event, the petitioner shall also abide by the conditions prescribed under Section 438 (2) Cr.P.C.

(SANJAY KUMAR)
JUDGE

16.9.2020

preeti

whether speaking/non speaking

yes/no

whether reportable/non reportable

yes/no