

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

CRM-M-18453-2020 (O&M)

Date of Decision: 10.09.2020

Satish Kumar

... Petitioner

Versus

State of Haryana

... Respondent

CORAM:- HON'BLE MR. JUSTICE TEJINDER SINGH DHINDSA.

Present:- Mr. Balkar Singh, Advocate for the petitioner.

Mr. Saurabh Mohunta, DAG, Haryana.

Mr. Namit Khurana, Advocate for the complainant.

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TEJINDER SINGH DHINDSA, J. (ORAL).

Matter has been taken up through Video Conferencing via Webex facility in the light of the Pandemic Covid-19 situation and as per instructions.

This order shall dispose of the instant petition filed under Section 438 Cr.P.C. seeking concession of anticipatory bail to the petitioner in case FIR No.522, dated 19.05.2020, under Sections 120-B/420/406/506 IPC, registered at Police Station City Jagadhari, District Yamuna Nagar.

While issuing notice of motion, the following order was passed by this Court on 22.07.2020:

“This case has been taken up through Video Conferencing via Webex facility in the light of Pandemic Covid-19 situation and as per instructions.

During the course of arguments it has gone uncontroverted that the complainant has already instituted a suit for specific performance pertaining to the plot and has been granted a status quo-order.

It is the contention raised by counsel for the petitioner that essentially a money dispute is being lent a criminal flavour. That apart the entire case hinges on documentary evidence and the petitioner is ready and willing to join investigation.

Notice of motion returnable for 10.09.2020.

In the meanwhile, petitioner is directed to join investigation.

In the event of arrest, the petitioner shall be released on interim bail subject to the satisfaction of the Arresting Officer/Investigating Officer. The petitioner shall join investigation as and when called upon to do so and he shall remain bound by the conditions as envisaged under Section 438(2) Cr.P.C. ”

Learned State counsel upon instructions from ASI Ram Kumar informs the Court that the the petitioner has since joined investigation and is not required for any custodial interrogation.

That apart, the observations made by this Court in the order dated 22.07.2020 have gone un rebutted.

In view of the above, petition is allowed.

Order dated 22.07.2020 passed by this Court is made absolute.

10.09.2020

harjeet

**(TEJINDER SINGH DHINDSA)
JUDGE**

i) Whether speaking/reasoned? Yes/No

ii) Whether reportable? Yes/No