

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

219

CRM-M-20305-2020

Date of decision : 26.11.2020.

Amrik Singh

... Petitioner(s)

Versus

State of Punjab

.. Respondent

CORAM :HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present:- Mr. R.S. Randhawa, Advocate for the petitioner(s).

Mr. Hittan Nehra, Addl. A.G., Punjab.

Anupinder Singh Grewal, J. (Oral)

Heard through video conferencing.

The petitioner is seeking anticipatory bail in FIR No.18 dated 23.01.2020, under Sections 420, 120-B IPC, registered at Police Station Machhiwara, district Khanna.

On 24.07.2020, a Coordinate Bench of this Court has passed the following order:-

'Counsel inter alia contends that an agreement to sell a plot of 400 sq. yds. dated 25.03.2016 (Annexure P-2) was entered into with one Simarjeet Singh for Rs.1,60,00,000/-. Initially, Rs.20,00,000/- was received by the petitioner and the last date of sale had been fixed as 24.06.2016.

Thereafter, another sum of Rs.6,00,000/- was also received and the extension was granted till 25.09.2017. A complaint dated 27.08.2019 was lodged by Gurdeep Singh, who has nothing to do with the agreement in question and even as per the FIR itself, it is not that any notice was served upon the petitioner to appear before the Sub Registrar for execution of the sale deed. It is, thus, submitted that the amount as such was to be forfeited as per the terms of the agreement and the present proceedings are only to

put pressure. One Santokh Singh was also involved as he had participated in the extension proceedings, who has been granted the benefit of interim protection in Crl. Misc. M-11809 of 2020.

Notice of motion.

Mr. J.P. Ratra, DAG, Punjab accepts notice on behalf of the State.

Adjourned to 27.08.2020.

To be heard alongwith Crl. Misc. M-11809 of 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.'

Learned State counsel, upon instructions from SI Jaswinder Singh, states that although the petitioner has joined investigation but he is not cooperating.

In view of the above and the petitioner having joined investigation, the Covid-19 Pandemic, the order dated 24.07.2020 granting interim bail to the petitioner is made absolute.

However, the petitioner shall abide by the conditions stipulated under Section 438(2) Cr.P.C. He shall also join investigation as and when called upon to do so.

The petition stands disposed of.

(ANUPINDER SINGH GREWAL)
JUDGE

November 26, 2020
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