

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

207

**CRM-M No.26771 of 2019 (O&M)
Date of Decision:- 11.02.2020**

Satwinder Singh

...Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE RAJ MOHAN SINGH

Present:- Mr. Karan ChaudharySingh, Advocate for
Mr. Inderjit Sharma, Advocate,
for the petitioner.

Mr. Ramandeep Sandhu, Sr. DAG, Punjab.

RAJ MOHAN SINGH, J.(Oral)

The petitioner seeks grant of anticipatory bail under Section 438 Cr.P.C. in case bearing FIR No.03 dated 23.01.2016, registered under Sections 420, 406 and 34 of Indian Penal Code (Section 409 of IPC added lateron) at Police Station Tibber Tehsil and District Gurdaspur.

Interim order dated 09.07.2019 was passed by this Court after noticing the fact that arbitral award has been passed in favour of the petitioner and even civil suit filed by him has also been decreed.

Learned State counsel on instructions from ASI Parlad Singh states that though the petitioner has joined the investigation but it is a case of embezzlement of paddy and

recovery is to be effected.

In view of award passed by the Arbitrator and judgment and decree passed by the Civil court, the complicity of the petitioner would remain debatable.

In view of above, the order dated 09.07.2019 is made absolute. However, petitioner shall keep on joining the investigation as and when called upon to do so and he shall abide by the conditions as envisaged under Section 438(2) Cr.P.C.

Petition stands disposed of.

11.02.2020

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**(Raj Mohan Singh)
Judge**

Whether speaking /reasoned
Whether Reportable

Yes / No
Yes / No