

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

**CRM-M-38945-2019
Date of decision-30.01.2020**

Amarjot Singh		...Petitioner
	Vs.	
State of Haryana		...Respondent

CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Mr. Madhur Jangra, Advocate for
Mr. Baljeet Beniwal, Advocate for the petitioner.

Ms. Tanushree Gupta, DAG, Haryana.

MANOJ BAJAJ, J. (Oral)

This petition has been filed by the petitioner under Section 438 Code of Criminal Procedure for grant of anticipatory bail in case FIR No.151 dated 09.10.2018 under Sections 406, 420, 464, 465, 467, 468, 471 and 120-B of Indian Penal Code, 1860 registered at Police Station Dhand, District Kaithal, The petitioner apprehended his arrest at the hands of Police.

Learned counsel for the petitioner has invited the attention of the Court to the order dated 13.09.2019 whereby while issuing notice of motion to the respondent-State, the interim protection was extended to the petitioner. The said order reads as under:-

“Learned counsel for the petitioner contends that the allegations in the FIR pertain to a breach of agreement to sell between the complainant and Jaspal Singh. According to him, it was Jaspal Singh and his wife who had received the amount from the complainant and civil suit in respect of the said agreement to sell is pending before the Court. He submits that the petitioner was indicted on the basis of a statement made by Jaspal Singh on the ground that he facilitated the removal of charge in

respect of property in question from the revenue records by procuring a No Objection Certificate. It is pointed out that the petitioner is an agriculturist and has never prepared any such No Objection Certificate. In the given facts, the custodial interrogation of the petitioner may not be required.

Notice of motion for 30.01.2020.

Meanwhile, the petitioner shall join the investigation and would come present as and when called for and in the event of arrest, the petitioner shall be admitted to interim bail on his furnishing personal and surety bonds to the satisfaction of Arresting/Investigating Officer. The petitioner shall also abide by the conditions as specified under Section 438(2) Cr.P.C.”

Learned counsel for the petitioner further contends that in deference to the said order, the petitioner submitted himself before the Police and joined the investigation. According to him, the petitioner cooperated with the Police Authorities during the investigation and furnished requisite bonds to the satisfaction of the Investigating Officer/Arresting Officer.

Learned State counsel who is assisted by SI Shiv Chander does not dispute this fact that the petitioner has joined the investigation. Learned counsel on instructions from SI Shiv Chander further states that the petitioner is not required for custodial interrogation for the time being.

Considering above, the petition is allowed and the interim bail granted by this Court vide order dated 13.09.2019 is made absolute.

(MANOJ BAJAJ)
JUDGE

30.01.2020

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Whether speaking/reasoned :	Yes	No
Whether Reportable :	Yes	No