

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(205)

CRM-M-2203-2020

Date of decision: 10.08.2021

Malkeet Singh Mann

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE SUVIR SEHGAL

Present:- Mr. Anureet S. Sidhu, Advocate for the petitioner.

Mr. Sandeep Singh Deol, DAG, Punjab.

...

SUVIR SEHGAL, J. (Oral)

The Court has been convened through video conferencing due to Covid-19 pandemic.

Instant petition has been filed under Section 438 of the Code of Criminal Procedure, 1973 seeking anticipatory bail in case FIR No.73 dated 25.05.2019 under Sections 406, 420 and 120-B of the Indian Penal Code, 1860, registered at Police Station Urban Estate Patiala, District Patiala.

On 23.01.2020, the following order was passed:-

“CRM-2873-2020

Prayer in the application is for placing on record the Articles of Association of M/s Alpine Agriculture Land Developers Limited, Annexure P-1. Application is allowed.

Annexure P-1 is taken on record.

Main case

By placing reliance upon Annexure P-1, learned counsel for the petitioner has submitted that the petitioner was neither a signatory to the Articles of Association nor was he ever associated with the company. He has submitted that even (sic ever) since

2013, he has never been associated with the Company. He has further submitted that the compromise dated 05.02.2018, which finds mention in the FIR, was signed by him under pressure and that the same was prepared and signed at the police station.

Notice of motion for 26.03.2020.

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 State counsel, upon instructions, from ASI Iqbal Singh submits that the petitioner has joined the investigation and he is no longer required for custodial interrogation, though he has been named as an accused in five other cases.

In view of the above fact, but without commenting on the merits of the case, the present petition is allowed. Order dated 23.01.2020 is made absolute, subject to the conditions laid down in Section 438 (2) of the Code of Criminal Procedure.

(SUVIR SEHGAL)
JUDGE

10.08.2021
Kamal

Whether Speaking/Reasoned	Yes/No
Whether Reportable	Yes/No