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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-7985-2020
Date of decision-16.07.2021

RAMAN SOOD

...Petitioner

Vs.

STATE OF PUNJAB AND ANOTHER

...Respondents

CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Mr. Pankaj Kundra, Advocate
for the petitioner.

Mr. Ramandeep Singh Sandhu, Sr. DAG, Punjab.

Mr. Chetan Mittal, Senior Advocate with
Mr. Kunal Mulwani, Advocate for the complainant.

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.29 dated 26.01.2020 under Section 420 of Indian Penal Code, 1860, registered at Police Station Moti Nagar, District Ludhiana. The petitioner apprehended his arrest at the hands of Police, in the above FIR.

Learned counsel for the petitioner has invited the attention of the Court to the order dated 25.02.2020, whereby while issuing notice of motion to respondent-State, the interim protection was extended to the petitioner. The said order reads as under:-

“Learned counsel contends that during

business transactions dispute between the parties erupted and the same has been settled amicably. Learned counsel for the petitioner has invited the attention of the Court to the written agreement dated 05.08.2019. He has submitted that later on though the FIR was registered but compromise between the parties still stands. According to him, in the given facts custodial interrogation of the petitioner may not be necessary.

Notice of motion for 14.07.2020.

At this stage, Mr. Kunal Mulwani, Advocate appears and accepts notice on behalf of respondent No.2. He files his power of attorney which is taken on record.

Learned counsel for the petitioner further states that pursuant to the compromise, a sum of Rs.2,40,000/- is being handed over to the counsel for the complainant in the Court today, which is accepted by Mr. Mulwani.

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 Sulakhan Singh does not dispute this fact that the petitioner has joined the investigation and he is not required for custodial interrogation for the time being. He further submits that investigation in the case is complete, as final report stands filed before the trial Court on 08.10.2020.

Considering the above, the petition is allowed and the interim

bail granted by this Court vide order dated 25.02.2020 is made absolute.

(MANOJ BAJAJ)
JUDGE

16.07.2021

<i>Vipin kumar</i>	Whether speaking/reasoned :	Yes	No
	Whether Reportable :	Yes	No