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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M No.12161 of 2021

Date of Decision:12.07.2021

SUKHWINDER SINGH

.....Petitioner

Vs

STATE OF PUNJAB

.....Respondent

CORAM: HON'BLE MR. JUSTICE RAJ MOHAN SINGH

Present:Mr. Rajvir Singh, Advocate
for the petitioner.

Mr. Sandeep Kumar, DAG, Punjab.

RAJ MOHAN SINGH, J. (Oral)

The case has been taken up for hearing through video conferencing.

Petitioner seeks grant of anticipatory bail under Section 438 Cr.P.C in case bearing FIR No.98 dated 26.12.2019 registered under Sections 406 and 420 IPC 1860 and Section 13 of Punjab Travel Processionals (Regulation) Act 2014, at Police Station City Banga, District SBS Nagar.

On 07.04.2021, following order was passed by this Court:-

“Learned counsel for the petitioner submits that the compromise was effected between the parties with the intervention of Panchayat in village, for which an agreement was executed, which was duly signed by the parties including the complainant. According

to the factual position, initially, an amount of Rs.15,000/- was paid to the complainant. Thereafter, an amount of Rs.30,000/- was paid and cheque was returned to the petitioner. Thereafter, an amount of Rs.30,000/- was paid, thereby making the tally to the tune of Rs.75,000/- paid by the petitioner to the complainant. Only an amount of Rs.15,000/- is left to be paid to the complainant. FIR came to be registered only after two years and two months from the date of alleged occurrence.

The aforesaid facts have been admitted by learned State counsel on instructions from ASI Balwinder Singh.

In view of above, petitioner is directed to appear before the SHO/Investigating Officer to join investigation on 12.04.2021 at 11.00 a.m. and in the event of his arrest, he shall be enlarged on ad interim bail, subject to his furnishing requisite bail bonds/surety bonds to the satisfaction of Arresting Officer. However, petitioner shall abide by the conditions as envisaged under Section 438(2) Cr.P.C.

It is made clear that grant of interim order shall not be taken to be an expression on merits of the case in any manner. The case shall be considered on merits on the adjourned date.

Adjourned to 12.07.2021.”

Learned counsel for the petitioner submitted that in compliance of the order dated 07.04.2021, the petitioner has joined the investigation to the entire satisfaction of the Investigating Officer.

Learned State counsel on instructions from ASI Balwinder Singh admitted the aforesaid fact and submitted that the petitioner is no more required for further investigation of the case.

In view of aforesaid factual position, the interim order dated 07.04.2021 is made absolute. Petitioner shall keep on joining the investigation as and when required to do so and he

shall abide by the conditions as envisaged under Section 438(2)
Cr.P.C.

Petition stands disposed of.

12.07.2021

Amandeep

**(RAJ MOHAN SINGH)
JUDGE**

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No