

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

Criminal Misc.-M No.11876 of 2020
Date of Decision: July 27, 2021

Javed Ahmed

...Petitioner

Versus

State of Punjab & another

...Respondent

CORAM: HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Ms. Savita Sisodia, Advocate for
Mr. Chouhan Satvinder Singh Sisodia, Advocate,
for the petitioner.

MANOJ BAJAJ, J.

This petition has been filed by the petitioner under Section 439 (2) Cr.P.C. for cancellation of anticipatory bail granted to respondent No.2 vide order dated 13.03.2020 (Annexure P-3) in case FIR No.96 dated 21.11.2019, under Sections 406, 420, 465, 467, 468, 471 and 120-B IPC, 1860, registered at Police Station, Naya Gaon, District SAS Nagar, Mohali.

Learned counsel for the petitioner has argued that the concession of anticipatory bail was granted to respondent No.2 vide order dated 13.03.2020 and at that time, it was not noticed that he has cheated various other persons. According to the petitioner-complainant, even after grant of this anticipatory bail, respondent No.2-accused has extended threats to Naveen Mohammad son of Abdul Rahim, who came with the complainant to attend the date of hearing in the abovesaid case on 13.03.2020 and in support of this, she has attached the copies of the court

pass and telephonic conversation. It is prayed that the bail of respondent No.2 be cancelled.

After hearing the learned counsel for the petitioner, this court finds that the allegations in the FIR relate to the agreement to sell dated 31.08.2012 and the FIR was lodged after a long time and considering the nature of the offence, as well as the fact that the case is based upon documentary material, the concession was extended after hearing the learned counsel for the complainant. The material and grounds relied upon by the petitioner-complainant for cancellation of bail are not enough for exercise of jurisdiction under Section 439(2) Cr.P.C.

Resultantly, no case is made out for interference.

Dismissed.

July 27, 2021
ramesh

(MANOJ BAJAJ)
JUDGE

Whether speaking/reasoned
Whether Reportable:

Yes/No
Yes/No