

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CRM-M-21538-2021

Date of decision : 13.12.2021

Prabhsharan Singh Brar

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

Present: Mr.A.D.S. Sukhija, Advocate
for the petitioner.

Mr.Sarabjit Singh Cheema, AAG, Punjab.

(Through Video Conferencing)

VIKAS BAHL, J.(ORAL)

This is a first petition under Section 438 Cr.P.C. for grant of anticipatory bail to the petitioner in FIR no.75 dated 05.05.2021 registered under Sections 420, 120-B and 406 IPC at Police Station Sadar Khanna, District Khanna, Punjab.

On 27.10.2021, a co-ordinate Bench of this Court was pleased to pass the following order:-

“Heard through video conferencing.

Learned counsel for the petitioner contends that the FIR is outcome of a monetary dispute between the petitioner's father and the complainant. A sum of Rs.9 lacs was stated to have been paid through bank transfer in the accounts of the petitioner and his father. A sum of Rs. 4 lacs has been returned by the father of the petitioner and the petitioner, without prejudice to his

rights and contentions, would pay a sum of `5 lacs to the complainant within four weeks.

Learned counsel for the complainant, however, contends that in view of the serious allegations against the petitioner, he is not entitled to the concession of anticipatory bail.

List on 13.12.2021.

In the meantime, the petitioner is directed to appear before the investigating/arresting officer and join investigation. In the event of his arrest, the investigating/arresting officer shall release the petitioner on ad interim bail subject to his satisfaction. The petitioner shall also abide by the conditions as envisaged under Section 438 (2) Cr.P.C.”

Learned counsel for the petitioner as well as learned counsel for the State have submitted that in pursuance of the said order, balance amount of Rs.5 lacs has been deposited by the petitioner by way of draft before the Illaqa Magistrate.

Learned counsel for the petitioner has submitted that the petitioner has joined investigation also.

Learned State counsel, on instructions from ASI Mohinder Singh, has submitted that the petitioner has joined investigation and is no more required for further investigation.

Keeping in view the above said facts and circumstances, moreso the facts which have been noticed in the order dated 27.10.2021 and also the fact that the petitioner has joined investigation and is no more required for further investigation, the present petition for anticipatory bail is allowed and the interim order dated 27.10.2021 is made absolute.

Nothing stated above shall be construed as an expression of

of the observations made in the present case which are only for the purpose of adjudicating the present bail petition.

(VIKAS BAHL)
JUDGE

December 13, 2021
Davinder Kumar

Whether speaking / reasoned	Yes/No
Whether reportable	Yes/No