

201-2

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M No.33198 of 2020 (O&M)

Decided on: 09.03.2021

Sohan Lal Sharma

....Petitioner

Versus

State of Punjab

....Respondent

CORAM: HON'BLE MR JUSTICE ARVIND SINGH SANGWAN

Present : Mr. K.S. Brar, Advocate
for the petitioner.

Mr. Joginder Pal Ratra, DAG, Punjab.

Mr. A.P.S. Deol, Sr. Advocate
with Mr. H.S. Deol, Advocate
for the complainant.

ARVIND SINGH SANGWAN, J. (Oral)

The petitioner prays for grant of anticipatory bail in FIR
No.100 dated 30.09.2020, registered under Sections 420, 120-B IPC at
Police Station Smalsar, District Moga.

The operative part of the order dated 16.10.2020, vide
which interim anticipatory bail has been granted to the petitioner, is
reproduced as under:-

*“...The matter has been taken up through video-
conferencing on account of outbreak of pandemic COVID-
19.*

*On request of counsel for the petitioner, let the
matter be referred to Mediation and Conciliation Centre of
this Court. Parties through their counsel are directed to
appear before the Centre within one month and try to sort
out the dispute.*

For awaiting report, list on 17.12.2020.

In the meanwhile, no coercive means shall be adopted against the petitioner till the continuation of the mediation proceedings. However, it is made clear that this direction would not be construed as bestowing upon the petitioner any right to join the investigations....”

Counsel for the petitioner has submitted that, in pursuance to the order dated 16.10.2020, the petitioner has appeared before the Investigating Officer and has joined the investigation.

Counsel for the petitioner has further submitted that the petitioner was not the beneficiary of the disputed sale deed and transfer deed as he is only the attesting witness.

Counsel for the State, on instructions from ASI Harnek Singh, has not disputed the aforesaid fact and submits that the petitioner is no more required for further investigation.

In view of the above, this petition is allowed and the interim bail granted to the petitioner vide order dated 16.10.2020 is made absolute subject to the conditions envisaged under Section 438(2) Cr.P.C.

(ARVIND SINGH SANGWAN)
JUDGE

09.03.2021
yakub

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