

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

204

CRM-M-34432-2020

Date of decision : 29.01.2021

GURBINDER SINGH @ PAPPA

... Petitioner

Versus

STATE OF PUNJAB

.. Respondent

CORAM :HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present:- Mr. Inderjit Sharma, Advocate for the petitioner.

Mr. Ramdeep Pratap Singh, DAG, Punjab.

Mr. Ajay Pal Singh rehan, Advocate for the complainant.

Anupinder Singh Grewal, J. (Oral)

Heard through video conferencing.

The petitioner is seeking anticipatory bail in FIR No. 102 dated 25.09.2020, under Sections 420 and 406 of the Indian Penal Code, 1860, registered at Police Station Behrampur, District Gurdaspur.

Learned counsel for the petitioner contends that it is alleged in the FIR that the petitioner had sold JCB machine after the death of Joginder Singh. It is also mentioned in the FIR that the JCB machine was purchased jointly by the complainant and Joginder Singh. He, however, contends that Joginder Singh had expired 13 years ago and, therefore, there is an unexplained delay of 13 years in registering the FIR, as Joginder Singh had handed over the JCB machine to the petitioner prior to his death.

This Court, by order dated 29.10.2020 had directed the petitioner to appear before the Investigating Officer and join the investigation and in the

event of his arrest, he was ordered to be released on ad-interim bail to the satisfaction of the Investigating/Arresting Officer, subject to the conditions envisaged under Section 438(2) Cr.P.C.

Learned State counsel, upon instructions from ASI Gurnam Singh, states that the petitioner has joined investigation and is not required for custodial interrogation.

In view of the above and the petitioner having joined investigation and not required for custodial interrogation, the Covid-19 Pandemic, the order dated 29.10.2020 granting interim bail to the petitioner is made absolute.

However, the petitioner shall abide by the conditions stipulated under Section 438(2) Cr.P.C. He shall also join investigation as and when called upon to do so.

The petition stands disposed of.

(ANUPINDER SINGH GREWAL)
JUDGE

January 29, 2021

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Whether speaking/reasoned	:	Yes/No
Whether Reportable	:	Yes/No