

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

Sr. No.202

CRM-M-39847-2021

Date of decision: 16.12.2021

Yashpal Divedi

....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE DEEPAK SIBAL

Present: Mr. Rishab Gupta, Advocate
for the petitioner.

Mr. Amandeep Singh Gill, Sr. DAG, Punjab.

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DEEPAK SIBAL, J. (Oral)

The matter has been taken up through video conferencing.

The present petition has been filed under Section 438 Cr.P.C. for the grant of anticipatory bail in FIR No.145 dated 26.08.2021 registered under Section 420 IPC at Police Station Sadar Hoshiarpur, District Hoshiarpur.

On September 24, 2021, this Court had passed the following order:-

“The matter has been taken up through video conferencing.

Learned counsel for the petitioner inter-alia contends that the petitioner has been falsely implicated in this case due to a family dispute between himself and the complainant – who is his sister-in-law; in the year 2011, the vehicle in question had been purchased by the petitioner's sister -Meena Rani and brother Rajender Parshad; in the year 2019, the vehicle in question was sold to the petitioner; after execution of proper documentation the vehicle in question was duly transferred in the petitioner's name by the competent registering authority; the complainant – who is the wife of the petitioner's brother has now filed this complaint due to strained relations; the petitioner has no criminal antecedents and that the petitioner is also ready and willing

to produce all necessary documents pertaining to the vehicle in question in his possession as also join the investigation as and when called by the investigating agency.

Notice of motion.

Mr. Jagmohan Singh Ghumman, DAG, Punjab, accepts notice on behalf of the respondent-State and prays for time to argue the matter.

Adjourned to 16.12.2021.

In the meanwhile subject to the petitioner's joining investigation as and when called by the investigating agency as also abiding by the other conditions provided under Section 438(2) Cr.P.C, in the event of his arrest in FIR No.145, dated 26.08.2021, registered under Section 420 IPC, at Police Station Sadar Hoshiarpur, District Hoshiarpur, he shall be released on ad interim anticipatory bail to the satisfaction of the Arresting Officer."

Learned State counsel submits that under the afore-quoted order passed by this Court, the petitioner has joined the investigation; co-operated with the investigating agency and that his custodial interrogation is not required by the State.

In view of the above, the interim order of this Court dated 24.09.2021, granting ad interim anticipatory bail to the petitioner is made absolute.

December 16, 2021

Jyoti 1

(DEEPAK SIBAL)

JUDGE

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No