

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(201-A)

CRM-M-43543-2021

Date of Decision : December 23, 2021

Amrik Singh

.. Petitioner

Versus

State of Punjab

.. Respondent

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Rajiv Joshi, Advocate, for the petitioner.

Mr. Sandeep Singh Deol, Deputy Advocate General, Punjab.

HARSIMRAN SINGH SETHI J. (ORAL)

The petitioner is seeking anticipatory bail in FIR No.239 dated 07.09.2021, registered under Sections 420, 465, 467, 468, 471 and 120-B IPC, at Police Station Phillaur, District Jalandhar.

Learned counsel for the petitioner contends that the petitioner has joined investigation in terms of order passed by the Coordinate Bench of this Court dated 14.10.2021. Order dated 14.10.2021 is as under:-

“Learned counsel for the petitioner contends that petitioner is an attesting witness to the alleged ‘will’ of deceased Iqbal Singh. Learned counsel for the petitioner further submits that petitioner is a semi-literate person. Father of the petitioner had sold the land in question to the deceased Iqbal Singh. There was an electric connection of tubewell motor in the name of father of the petitioner. Davinder Singh son of Iqbal Singh got the signatures of the petitioner on a

paper on the premise that electric motor connection is to be transferred in their name as his father had purchased the property from Pritam Singh i.e. father of the petitioner.

In case of second attesting witness namely, Charanjit Singh, notice of motion has been issued vide order date 13.10.2021 with interim anticipatory bail in CRM-M No.43174 of 2021.

Notice of motion for 23.12.2021.

In the meanwhile, petitioner is directed to appear before the SHO/Investigating Officer to join investigation on 20.10.2021 at 11.00 a.m. and in the event of his arrest, he shall be enlarged on interim bail, subject to his furnishing requisite bail bonds/surety bonds subject to the satisfaction of Arresting Officer. However, petitioner shall abide by the conditions as envisaged under Section 438(2) Cr.P.C.

Nothing expressed hereinabove shall be construed to be an opinion on the merits of the case. The case shall be decided on merits on the adjourned date.

*To be heard along with **CRM-M No.43174 of 2021.***

Learned State counsel, on instructions from ASI Jai Gopal, states that in terms of the order of the Coordinate Bench of this Court reproduced before, the petitioner has joined the investigation and no further interrogation is required at this stage.

Learned counsel for the petitioner undertakes that petitioner will join investigation and also cooperate with the investigating agency in case he is required for the same in future as well.

In view of the above, the order dated 14.10.2021 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.

In case at any given point of time hereinafter, it is felt by the investigating agency that petitioner is required for the investigation but is not cooperating, they will be at liberty to approach this Court for passing appropriate orders.

The petition stands disposed of.

December 23, 2021

harsha

(HARSIMRAN SINGH SETHI)

JUDGE

Whether speaking/reasoned? : Yes/No

Whether reportable? : Yes/No