

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(202-1)

CRM-M-49059-2019

Date of decision: 18.08.2021

Davinder Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE SUVIR SEHGAL

Present:- Mr. Jasdev Singh Brar, Advocate for the petitioner.

Mr. Ramdeep Partap Singh, DAG, Punjab.

...

SUVIR SEHGAL, J. (Oral)

The Court has been convened through video conferencing due to Covid-19 pandemic.

On 06.02.2020, the following order was passed:-

“Prayer in the petition is for grant of anticipatory bail to the petitioner in case FIR No.143 dated 18.10.2019, under Sections 419, 420, 465, 467, 468, 471, 120-B IPC registered at Police Station Sadar Sri Muktsar Sahib, District Sri Muktsar Sahib.

Learned counsel appearing for the petitioner has submitted that the petitioner is working as a Commission Agent and there is no allegation in the FIR that he had received any money from the complainant. Neither there is any allegation that alleged agreement was executed in his presence nor was he a witness to any transaction between the complainant and the accused. He has further submitted that no doubt his name figures at serial No.12 in the complaint on the basis of which FIR was registered, but in para 16 of the complaint, the complainant has alleged that accused No.1 to 11 have connived and defrauded the complainant.

Learned State counsel appearing with Mr. R.S. Bhatta, Advocate appearing for the complainant have submitted that the petitioner in connivance with Paramjeet Singh and Pritpal Kaur have defrauded the complainant of huge amount of money and he does not deserve the concession of anticipatory bail.

Adjourned to 18.03.2020.

Meanwhile, the petitioner shall join the investigation and would come present as and when called for and in the event of arrest, the petitioner shall be admitted to interim bail on his furnishing personal and surety bonds to the satisfaction of Arresting Investigating Officer. The petitioner shall also abide by the conditions as specified under Section 438(2) Cr.P.C.”

Learned State counsel, upon instructions, from SI Sukhdev Singh submits that the petitioner has joined the investigation and he is no longer required for custodial interrogation.

In view of the above fact, but without commenting on the merits of the case, the present petition is allowed. Order dated 06.02.2020 is made absolute, subject to the conditions laid down in Section 438 (2) of the Code of Criminal Procedure.

(SUVIR SEHGAL)
JUDGE

18.08.2021
Kamal

Whether Speaking/Reasoned	Yes/No
Whether Reportable	Yes/No