

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

Sr. No.201-2

CRM-M-6529-2019

Date of decision: 10.02.2022

Kewal Singh

....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE DEEPAK SIBAL

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

Ms. Ruchika Sabherwal, AAG, Punjab.

* * *

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.0016 dated 16.01.2019 registered under Sections 406, 420 and 120-B IPC at Police Station Sadar Khanna, District Khanna.

On February 13, 2019, this Court had passed the following order:-

“Learned counsel for the petitioner contends that the agreement was entered into by the petitioner acting on behalf of M/s Manku Steel Industries, G.T. Road, Khanna, District Ludhiana with Balwinder Singh Lalka. The petitioner agreed to sell the machinery situated within the factory premises for an amount of Rs.1 crore 37 lac. It has been recorded in the agreement itself that the petitioner has received an amount of Rs. 26 lac (one lac in cash and remaining amount through two different cheques). He further states that material for said amount has already been delivered to Balwinder Singh Lalka. Reliance has been placed on receipt and bills (Annexures P-4 and Annexure P-5 colly). He states that the petitioner is willing to abide by the agreement but it is Balwinder Singh Lalka who has defaulted.

Notice of motion for 13.03.2019

Meanwhile, in the event of arrest, the petitioner Kewal Singh shall be released on interim anticipatory bail to the satisfaction of Arresting/Investigating Officer, subject to the conditions provided under Section 438 (2) Cr.P.C. The petitioner is also directed to join the investigation and cooperate with the Investigating Agency, as and when required.”

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.

After considering the submissions made on behalf of the petitioner in the afore-quoted order and the statement made on behalf of the State, the interim order of this Court dated 13.02.2019, granting ad interim anticipatory bail to the petitioner is made absolute.

February 10, 2022
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(DEEPAK SIBAL)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No