

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

CRM-M-11698 of 2021 (O&M)

DECIDED ON: 20th May, 2022

Rinku Gulati alias Rubi Gulati

.....PETITIONER

VERSUS

State of Punjab

.....RESPONDENT

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN.

Present: Mr. Rahul Arora, Advocate for petitioner.

Mr. Amit Mehta, Sr. DAG Punjab.

Mr. Piyush Sharma, Advocate for complainant.

AVNEESH JHINGAN, J (ORAL)

This petition is filed for grant of anticipatory bail in case of FIR No. 224 dated 8.8.2020, under Sections 420, 465, 467, 468, 471, 120-B IPC, registered at Police Station City Ferozepur, District Ferozepur.

On 15.3.2021, following order was passed:

"The case has been taken up for hearing through video conferencing.

Learned counsel for the petitioner contends that order dated 14.08.2020 passed by Additional Sessions Judge, Fast Track Court, Ferozepur was prior to the compromise dated 07.12.2020. Now in view of compromise, the parties have resolved their differences. On the basis of compromise, regular bail has been granted to Subhash Chaudhary vide order dated 11.01.2021 passed in CRM-M No.43874 of 2020. In view of allegations, Subhash Chander Gulati was the owner of certain properties who died on 25.02.2017. Petitioner Rinku Gulati @ Rubi Gulati managed to get prepared a forged Will dated 15.06.2016 registered on 11.08.2017 in connivance with Kishore Chand and Sushil Kumar. FIR was registered under Sections 420, 465, 467, 468, 471, 120-B IPC at Police Station City Ferozepur.

Now since the parties have amicably resolved their differences, therefore, notice of motion be issued for 05.05.2021.

Till the next date of hearing, arrest of the petitioner shall remain stayed. "

On 26.4.2022, following order was passed:

"This petition was filed seeking anticipatory bail in case of FIR No. 224 dated 8.8.2020, under Sections 420, 465, 467, 468, 471, 120-B IPC, registered at Police Station City Ferozepur, District Ferozepur.

Reply filed by the State is taken on record.

On 15.3.2021, notice of motion was issued and arrest of the petitioner was stayed.

Learned State counsel on instructions submits that due to interim protection, the investigation could not progress.

For a workable solution, as an interim measure, let the petitioner join investigation within fifteen days. In the event of arrest, he shall be released on bail subject to his furnishing adequate bail bonds to the satisfaction of the Investigating Officer. He is directed to join investigation as and when called for. He shall be bound by the conditions as envisaged under Section 438(2) Cr.P.C.

Adjourned to 20.5.2022."

Learned State counsel on instructions submits that the petitioner has joined investigation and no further recovery is to be made.

Learned counsel for the complainant submits that the compromise had not been adhered to.

Without commenting upon the merits of the case, considering that custody of the petitioner is not being sought, as per instructions of learned State counsel, accordingly the interim bail granted is made absolute.

Disposed of accordingly.

Since the main case has been decided, the pending application, if any is rendered infructuous.

(AVNEESH JHINGAN)
JUDGE

20th May, 2022
reema

Whether speaking/reasoned *Yes*
Whether reportable *No*