

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

CRM-M-12410-2020 (O&M)

Date of decision: 12.05.2022

Manjit Rai Saini

...Petitioner

Versus

State of Punjab and another

...Respondents

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present:- Mr. Salil Dev Singh Bali, Advocate
for the petitioner.

Mr. Joginder Pal Ratra, DAG, Punjab.

Mr. N. K. Bansal, Advocate
for the complainant.

ARVIND SINGH SANGWAN, J. (Oral)

The petitioner prays for grant of anticipatory bail in FIR No. 34 dated 26.02.2020 registered under Sections 420, 465, 468, 471 and 120-B IPC, at Police Station Bhogpur, District Jalandhar Rural.

The operative part of the order dated 15.05.2020, vide which the petitioner has been granted interim bail, is reproduced below:

“It is contended by the counsel for the petitioner that the case against the petitioner is totally concocted. The land sold to the complainant belonged to the company which was owned by the petitioner and his wife. Therefore, the land which was sold to the complainant was under the ownership of the complainant. For the entire sale, the complainant had paid ₹1.88 crore, out of which ₹1.32 crore was paid to the bank and the balance amount was paid to the petitioner. As a pressure tactics, the present FIR has been got lodged by the complainant to pressurize the petitioner to return the money received by

him as a part sale consideration. Otherwise, exactly the same land which was agreed to be sold to the complainant, has been sold to him and the same belongs to the petitioner. Even the machinery and the entire establishment of the factory have gone to the complainant under a subsequent compromise. Still further it is submitted that the co-accused of the petitioner has already been granted interim protection by this court.

Notice of motion.”

Learned counsel for the petitioner submits that the petitioner, in pursuance to the order dated 15.05.2020, has already appeared joined the investigation and there is no allegation that in the intervening period, the petitioner has ever misused the concession of interim bail.

Learned counsel for the State, on instructions SI Paramjeet Singh, has not disputed the factual position and submits that on 11.05.2022, a cancellation report has been prepared and the same will be presented before the Court within a period of two months from today.

In view of the above, the present petition is allowed and the interim bail granted to the petitioner, vide order dated 15.05.2020, is made absolute subject to the conditions envisaged under Section 438(2) Cr.P.C.

12.05.2022

Waseem Ansari

(ARVIND SINGH SANGWAN)
JUDGE

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No