

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

206

CRM-M-22556-2019

Date of Decision: 14.07.2022

Vijay Kumar Sharma

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present: Mr. R.P.S. Brar, Advocate for the petitioner.

Mr. Luvinder Sofat, AAG, Punjab
assisted by HC Rakesh Kumar.

Mr. Rahul Rampal, Advocate for the complainant.

GURVINDER SINGH GILL, J. (Oral)

1. The petitioner has approached this Court seeking grant of anticipatory bail in respect of a case registered against him vide FIR No.79 dated 20.03.2019 under Sections 420, 467, 468, 471 and 120-B IPC registered at Police Station Division No.5, Police Commissionerate Ludhiana, District Ludhiana, Punjab.
2. The FIR in question has been lodged at the instance of Kunal Sharma, who is none else, but son of the petitioner. The allegations in nutshell are that the petitioner, his wife, another son and his wife had forged some documents in respect of property belonging to the complainant and had raised a loan against them.
3. Vide order dated 08.07.2019, the following order was passed:-

*“Prayer in the present petition is for grant of
pre-arrest bail to the petitioner in case F.I.R. No.79 dated*

20.03.2019 under Sections 420, 467, 468, 471 and 120-B of the Indian Penal Code, registered at Police Station Division No.5, Police Commissionerate Ludhiana, District Ludhiana, where unfortunately litigation is between the son and his parents and allegations are of forgery of documents as regard to advancement of loan against parents.

Learned senior counsel representing the petitioner contended that the petitioner is ready to join the investigation.

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

Adjourned to 29.08.2019.”

4. Learned State counsel upon instructions from HC Rakesh Kumar has informed that pursuant to interim directions issued by this Court, the petitioner has since joined investigation and is not required for any custodial interrogation.
5. In view of the aforestated position, wherein the petitioner is stated to have joined investigation and his custodial interrogation is not required and while also bearing in mind the fact that the case is mainly based on documentary evidence, the petition is accepted and the interim directions issued by this Court vide order dated 08.07.2019 are hereby made absolute subject to the condition that the petitioner shall join investigation as and when called upon to

do so and cooperate with the Investigating Officer and shall also
abide by the conditions as provided under Section 438 (2) Cr.P.C.

14.07.2022
hemlata

(GURVINDER SINGH GILL)
JUDGE

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