

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

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**CRM-M-28017-2022 (O&M)
Date of Decision:-13.12.2022**

Sham Singh @ Sham Singh Saini

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE KARAMJIT SINGH

Present:- Mr. Nimish Gautam, Advocate for
Mr. Dheeraj Mahajan, Advocate
for the petitioner.

Mr. C.L. Pawar, Addl., A.G. Punjab.

Ms. Rimple Saini, Advocate
for the complainant.

KARAMJIT SINGH, J. (Oral)

Prayer is for grant of anticipatory bail in a case having FIR No.20 dated 26.04.2022 registered under Sections 420, 465, 467, 468, 471, 120-B IPC at Police Station Behrampur, District Gurdaspur.

As per allegations recorded in the FIR, co-accused Ashwani Kumar forged one compromise deed, as per which compromise was effected between said Ashwani Kumar and complainant Lekh Raj and the said compromise deed was signed by the petitioner and one Sunita Kumari as attesting witnesses.

Learned counsel for the petitioner submits that the petitioner Sham Singh is not beneficiary of the alleged compromise deed and he simply signed the same as one of the attesting witnesses and now he has joined the investigation with the police pursuant to the order of interim bail dated 04.07.2022 passed by the Coordinate Bench of this Court.

The present petition is contested by the counsel appearing on behalf of complainant who submits that petitioner connived with main accused Ashwani Kumar and forged compromise deed in question to help said Ashwani

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Kumar.

Status report by way of affidavit of Mangal Singh, PPS, Deputy Superintendent of Police, Dinanagar, District Gurdaspur filed on behalf of State is taken on record.

The State counsel on instructions from ASI Sher Jaspal Singh apprised the Court that the petitioner has joined the investigation with the police and is not required by the police for any further investigation or custodial interrogation as nothing remains to be recovered from the petitioner.

In view of the above, without commenting on the merits of the case, the present petition is allowed and order of interim bail dated 04.07.2022 is hereby made absolute. However, the petitioner should abide by the conditions envisaged under Section 438(2) Cr.P.C.

13.12.2022
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(KARAMJIT SINGH)
JUDGE

Whether reasoned / speaking?
Whether reportable?

Yes / No
Yes / No