

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

203

CRM-M-39992-2020

Date of Decision: 14.02.2022.

Pritam Singh

....Petitioner.

Versus

State of Punjab

...Respondent.

CORAM: HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Mr. Jasdeep Kailey, Advocate for the petitioner.

Mr. Ramdeep Partap Singh, DAG, Punjab.

MANOJ BAJAJ, J. (Oral)

Petitioner has approached this Court under Section 438 Cr.P.C. to seek anticipatory bail in case FIR No.108 dated 09.07.2020 under Sections 420 read with Section 34 IPC, registered at Police Station Civil Lines, District Bathinda, who apprehends his arrest at the hands of the police.

On 21.12.2020, this Court had passed the following order:-

“Copy of agreement to sell has not been placed on record by learned counsel for the petitioner. He seeks some time for doing that further contending that petitioner is ready and willing to join the investigation and he be allowed to do so as has been done in the case of co-accused Parminder Singh @ Parwinder Singh.

Under such circumstances, the petitioner is directed to join investigation by contacting the Investigating Officer within 7 days from today and render all sort of cooperation. The petitioner has to surrender his Passport before the Investigating Officer, if he has got one, otherwise to furnish affidavit in that regard. The next date of hearing is fixed as 27.1.2021. If, in the meanwhile, he is arrested, he be released on interim bail to the satisfaction of the Investigating Officer/Arresting Officer.”

Learned counsel for the petitioner has argued that as per the allegation in the FIR, the petitioner entered into an agreement to sell with the complainant on 21.01.2019 and a sum of Rupees Eleven Lakhs was received by him against a total sale consideration of Rupees Ninety Four lakhs and as the petitioner sold the property in question to third party on 10.10.2019, therefore, he has committed the offence of cheating.

Learned counsel has further argued that the property in question was jointly owned by petitioner Pritam Singh and co-accused namely Parminder Singh @ Parwinder Singh, who has already been granted the concession of pre-arrest bail. He has drawn the attention of this Court to the order dated 21.12.2020 whereby the petitioner was directed to join the investigation and stated that pursuant to the said order, the petitioner associated himself in the investigation and co-operated during interrogation.

Learned State counsel, who is instructed by SI Karamjit Singh does not dispute this fact that co-accused, namely Parminder Singh @ Parwinder Singh, has already been released on anticipatory bail. He further states that indeed the petitioner has joined the investigation and is not required for custodial interrogation for the time being.

Considering above, the petition is allowed and the interim bail granted by this Court vide order dated 21.12.2020 is made absolute.

(MANOJ BAJAJ)
JUDGE

14.02.2022.

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