

In virtual Court

CRM-M-49834-2019

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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-49834-2019 (O&M)
Date of decision: 03.03.2022

Sukhdev Singh

... Petitioner

Vs.

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. Nitin Rampal, Advocate
for the petitioner.

Mr. Joginder Pal Ratra, DAG, Punjab.

Mr. Prateek Pandit, Advocate
for the complainant.

ARVIND SINGH SANGWAN, J. (ORAL)

Prayer in this petition is for grant of anticipatory bail in FIR No.8 dated 15.09.2018 under Sections 448, 380, 427, 120-B IPC, registered at Police Station NRI, District Kapurthala.

While granting interim anticipatory bail to the petitioner, following order was passed by this Court on 25.11.2019: -

“...Learned counsel for the petitioner contends that it is alleged that the petitioner had demolished the wall of the house of the complainant and encroached upon the share of the complainant, who is his brother. He, however, contends that the petitioner is willing to settle the dispute and the matter has already been

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referred for mediation by the orders of this Court in the petition bearing CRM-M No. 50944 of 2018 preferred by co-accused, namely, Hardeep Kaur, who is the wife of the petitioner, which is now listed on 18.12.2019...”

Thereafter, the interim order is continuing.

Learned counsel for the petitioner submits that in pursuance of the aforesaid order, the petitioner has joined the investigation and is not required for any further investigation and in the intervening period of about 02 years and 03 months, he has also not misused the concession of interim bail.

Short reply by way of affidavit of Deputy Superintendent of Police, NRI and Women Wing, Sub Division Jalandhar is on record and as per this affidavit, the petitioner has joined the investigation.

Learned counsel for the complainant has, however, submitted that the petitioner has to account for the stolen articles.

Be whatsoever, considering the fact that the petitioner has joined the investigation and in the intervening period of about 02 years and 03 months, he has not misused the concession of interim bail, this petition is allowed and the order dated 25.11.2019, vide which interim anticipatory bail was granted to the petitioner, is made absolute subject to the conditions envisaged under Section 438 (2) Cr.P.C.

03.03.2022

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**[ARVIND SINGH SANGWAN]
JUDGE**

Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No