

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

CRM-M-7155-2023

Date of Decision: 10.05.2023

AMARJIT SINGH

... PETITIONER

V/S

STATE OF PUNJAB

... RESPONDENT

CORAM: HON'BLE MR. JUSTICE VIVEK PURI

Present: Mr. Rohit Joshi, Advocate for
Mr. Vikas Kumar Gupta, Advocate for the petitioner.
Ms. Ruchika Sabherwal, DAG Punjab.

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VIVEK PURI, J. (ORAL)

1. On 09.02.2023, following order was passed:

“Petitioner is seeking anticipatory bail in case bearing FIR No.6 dated 09.01.2023 under Section 420 IPC, registered at Police Station Nurpur Bedi, District Rupnagar.

Learned counsel for the petitioner contends that as per the agreement to sell dated 26.02.2021, the petitioner agreed to sell 20 kanals of land to the complainant for a sum of Rs. 5 Lakhs. He had received a sum of Rs. 4,50,000/- on account of earnest money. The stipulated date for execution of the sale deed was fixed as 25.02.2022. Subsequently, the date was extended to 10.03.2022. The deal could not further materialize and the petitioner allegedly had passed on a cheque for Rs. 8 Lakhs to the complainant. In fact, the complainant had procured a blank cheque from the petitioner as he was running money circulation scheme. The liability, if any, of the petitioner is civil in nature. Moreover, the complainant had already instituted a complaint under Section 138 of the Negotiable Instruments Act on account of dishonour of the cheque in the sum of Rs. 8 Lakhs.

Notice of motion.

Mr. Gurlal Singh Dhillon, AAG Punjab accepts notice on behalf of the State.

Mr. Harkaran Singh, Advocate has put in appearance on behalf of the complainant. They seek adjournment to file the reply.

Adjourned to 10.05.2023.

Meanwhile, the petitioner shall join the investigation and would come present as and when called for and in the

event of arrest, the petitioner shall be admitted to interim bail on his furnishing personal and surety bonds to the satisfaction of Arresting/Investigating Officer. The petitioner shall also abide by the conditions as specified under Section 438(2) Cr.P.C.”

2. Learned counsel for the petitioner contends that in pursuance of the interim directions, the petitioner has joined the investigation.
3. Learned State counsel, on instructions from ASI Sohan Singh, has not disputed the aforesaid factual aspect and further submitted that the custodial interrogation of the petitioner is not required.
4. Considering above, the petition is allowed and the interim bail granted by this Court vide order dated 09.02.2023 is made absolute.

10.05.2023

Janki

(VIVEK PURI)
JUDGE

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