

205/2 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-23639-2022
Date of Decision: 16.02.2023

GURMAIL SINGH ... PETITIONER

V/S

STATE OF PUNJAB ... RESPONDENT

CORAM: HON'BLE MR. JUSTICE VIVEK PURI

Present: Mr. A.S.Gill, Advocate for the petitioner.
Mr. M.S.Nagra, AAG Punjab.
Mr. Umaid Singh Mann, Advocate for the complainant.

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VIVEK PURI, J. (ORAL)

Petitioner is seeking anticipatory bail in case bearing FIR No. 36 dated 26.11.2021 under Sections 420, 465, 468, 471, 120-B IPC, registered at Police Station NRI, District Police Commissionerate, Amritsar.

On 27.05.2022, the Co-ordinate Bench of this Court had passed the following order:

“The learned counsel for the petitioner has submitted that the allegations against the petitioner are similar to the other co-accused, namely, Sarabjit Singh who has been granted interim bail by this Court vide CRM-M-21696-2022.

Notice of motion.

Mr. Davinder Bir Singh, DAG, Punjab accepts notice on behalf of the State of Punjab and prays for some time to seek instructions.

Meanwhile, the petitioner is directed to join the investigation and on his doing so, the petitioner be released on interim bail subject to his furnishing personal bonds and surety to the satisfaction of Arresting/Investigating Officer. However, the petitioner shall continue to join the investigation as and when called upon to do so and shall abide by the conditions as provided under Section 438(2) Cr.P.C.

To be heard alongwith CRM-M-21696-2022 on 20.9.2022.”

Learned counsel for the petitioner contends that in pursuance of the interim directions, the petitioner has joined the investigation.

Learned State counsel, on instructions from ASI Amarjit Singh, has not disputed the aforesaid factual aspect and further submitted that the custodial interrogation of the petitioner is not required.

Learned counsel for the complainant submits that the purchasers of the property from Jagir Kaur have further sold the same during the pendency of the petition.

On a query, learned counsel for the complainant has not disputed the fact that civil proceedings were also initiated and no restraint order was issued.

Considering above, the petition is allowed and the interim bail granted by this Court vide order dated 27.05.2022 is made absolute.

16.02.2023

Janki

(VIVEK PURI)
JUDGE

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