

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M No.24904 of 2023
Date of decision: 11th September, 2023

Harlal & others

... Petitioners

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present: Mr. Vaibhav Sehgal, Advocate for the petitioners.
Mr. I.P.S. Sabharwal, Deputy Advocate General, Punjab
for the respondent/State.

MANJARI NEHRU KAUL, J. (ORAL)

1. The petitioners are seeking the concession of bail under Section 438 Cr.P.C. in case FIR No.47 dated 16.04.2023 registered under Sections 419, 420, 467, 468, 471, 447, 511, 120-B IPC at Police Station Meharban, District Ludhiana.

2. On the last date of hearing, i.e. 16.05.2023, while noticing the following submissions made by learned counsel for the petitioner, a Coordinate Bench this Court had granted the concession of interim bail to the petitioners and asked them to join investigation.

*“The counsel for the petitioners inter alia contends
that the petitioners are bona fide purchaser of the property
in question vide registered sale deed dated 13.2.2023 for*

valuable consideration of Rs.2.16 lac and the entire sale consideration was received by Jaswant Singh Bhogal, who posed himself to be duly appointed attorney of Balbir Kaur, who is NRI. The counsel for the petitioners further submits that sale deed was registered at Collector rate but additional amount was also paid to the vendor through property dealer Gurpreet Singh and Shambu as is shown in bank account statement (Annexure P-2). The counsel for the petitioners further submits that the petitioners are not having any criminal history and rather two of the petitioners are working in Government Departments of Punjab and all three of them are ready to join investigation with the police.”

3. Learned counsel for the petitioners submits that in compliance of the order dated 16.05.2023, the petitioners have joined investigation and cooperated with the investigating agency.

4. Learned State counsel, on instructions, does not dispute the factum of the petitioners having joined investigation and cooperated with the investigating agency. He, on further instructions submits that the petitioners are not required for further investigation much less for their custodial interrogation.

5. In the circumstances, the petition is allowed and the interim order dated 16.05.2023 is made absolute subject to the conditions laid down in Section 438(2) Cr.P.C. Needless to say, in case the petitioners

misuse the concession of bail granted to them, the State would be at liberty to seek cancellation of the bail granted to them.

(MANJARI NEHRU KAUL)
JUDGE

September 11, 2023

rps

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