

HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

205-CRM-M-36409-2020

Date of Decision: 30.01.2023

DEEPAK KUMAR

...Petitioner

VS.

STATE OF HARYANA

... Respondent

CORAM: HON'BLE MR.JUSTICE SANDEEP MOUDGIL

Present: Mr. Bikramjeet Singh, Advocate for
Mr. Keshav Pratap Singh, Advocate for the petitioner

Mr. Gagandeep S. Chhina, AAG Haryana

Mr. Ram Bilas Gupta, Advocate for complainant

Sandeep Moudgil, J. (Oral)

Considering the assertion that the allegations in the FIR relate to the agreement to sell dated 14.03.2016 executed by the petitioner in favour of the complainant for sale of agricultural land and the dispute between the parties being purely of civil nature, the petitioner was directed to join the investigation.

Learned counsel for the petitioner submits that in pursuance to the order dated 11.11.2020, the petitioner has joined investigation. This very fact is not controverted by learned State counsel who, on instructions, submits that the petitioner is not required for custodial interrogation as nothing is to be recovered from him.

Accordingly, the present petition is allowed and the interim order dated 11.11.2020 is made absolute.

However, the petitioner shall continue to join investigation as and when required to do so and shall abide by the terms and conditions, as laid down under Section 438 (2) Cr.P.C.

30.01.2023

V.Vishal

(Sandeep Moudgil)
Judge

1. *Whether speaking/reasoned?*
2. *Whether reportable?*

Yes/No
Yes/No