

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

212

CRM-M-35325-2023

Date of decision: 07.11.2023

Sandeep Tewari

.....Petitioner

Versus

State of Punjab and another

.....Respondents

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Mr. Rahul Garg, Advocate for
Mr. Arpan Sabharwal, Advocate
for the petitioner.

Mr. Digvijay Nagpal, AAG, Punjab.

Ms. Sonal, Advocate
for respondent No.2.

MANJARI NEHRU KAUL, J. (ORAL)

1. The petitioner is seeking the concession of anticipatory bail under Section 438 of the Cr.P.C. in case FIR No.55 dated 28.06.2023 under Sections 419, 447, 380, 120-B of the Indian Penal Code, 1860, registered at Police Station Dhakoli, District S.A.S. Nagar.

2. On 24.07.2023, learned counsel for the petitioner has made the following submissions:-

“Learned counsel, inter alia, contends that the petitioner was employed by the bank as a security agent, whose role would come into play only after the bank had taken possession of any property. He submits that in the case in hand, it is only after the bank had taken possession of the flat qua which there was a dispute between the complainant and the builder, the petitioner was to provide security to the bank officials. He submits that hence his role was just to protect the property which had been locked by the bank from further trespass.”

3. Thereafter, on 04.09.2023, the petitioner was granted

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interim bail and asked to join investigation.

4. Learned counsel for the petitioner submits that in compliance of order dated 04.09.2023, the petitioner has joined investigation and cooperated with the investigating agency.

5. Learned State counsel, on instructions from ASI Mewa Singh, does not dispute the factum of the petitioner having joined investigation and cooperated with the investigating agency. He, on further instructions, submits that the petitioner is not required for further investigation much less for his custodial interrogation.

6. In view of the above, the petition is allowed and interim order dated 04.09.2023, is made absolute subject to the conditions laid down in Section 438(2) Cr.P.C.

07.11.2023

(MANJARI NEHRU KAUL)
JUDGE

Vinay

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