

Neutral Citation No. **2023:PHHC:116963**

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

CRM-M-37226-2023 (O&M)
Date of decision : 05.09.2023

Rohit Kumar

... Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE SANJIV BERRY

Present: Mr. Veneet Sharma, Advocate, for the petitioner.
Mr. Anmol Singh Sandhu, Assistant Advocate General, Punjab.

SANJIV BERRY, J.

This is a petition filed under Section 438 Cr.P.C for grant of anticipatory bail in case FIR No. 93 dated 02.05.2023, under Sections 420, 467, 468, 471 IPC, registered at Police Station Civil Lines, Amritsar City, District Amritsar.

2. Learned counsel for the petitioner intimates that in pursuance to order dated 01.08.2023 passed by this Court, the petitioner has joined the investigation.

3. Learned State counsel, on instructions from SI Narinderjit Singh, informs the Court that although the petitioner has joined the investigation but he is not disclosing the whereabouts of other co-accused.

4. It is contended by learned counsel for the petitioner that there was *inter se* dispute between the brothers and earlier during the course of enquiry also it was held that dispute *inter se* between the parties is of civil in nature. He further submits that the petitioner was just 15 years old in the year 1994 when the alleged sale-deed was executed on 08.07.1994. The petitioner has joined the investigation in pursuance to order dated 01.08.2023.

5. After considering the respective submissions, facts and circumstances of the case, it is observed that the petitioner has already joined the investigation and no useful purpose would be served by sending him in custody, as such the interim bail granted to him on 01.08.2023 is hereby confirmed, subject to conditions as envisaged under Section 438(2) Cr.P.C. Further, he will not tamper with the evidence nor will influence the witnesses; shall cooperate with the investigation as and when so required.

6. The petition stands allowed.

7. Any observation made above shall not be construed as opinion of this Court on the merits of the case.

05.09.2023

vs

(SANJIV BERRY)
JUDGE

Whether speaking/ reasoned : Yes/No

Whether reportable : Yes/No