

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

214

CRM-M-4140-2024

Date of decision: 30.04.2024

Avtar Singh

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Mr. Lakshay Bector, Advocate
for the petitioner.

Mr. Navdeep Singh, DAG, Punjab.

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..03 dated 04.01.2024 for the offences under Sections 406, 420 of the IPC registered at Police Station Doraha, District Ludhiana.

2. On 25.01.2024, while noticing the following submissions made by the learned counsel for the petitioner, this Court had granted the concession of interim bail to the petitioner and asked him to join investigation:-

“Learned counsel inter alia contends that false and fabricated allegations have been leveled against the petitioner of selling the land in question to the complainant without revealing to him that a gas pipeline had been laid beneath the land in question. He submits that later-on, the complainant resiled from the agreement to sell; out of the earnest money, the petitioner had already returned an amount of ₹10.00 lacs to the complainant.”

3. Learned counsel for the petitioner submits that in compliance of order dated 25.01.2024, the petitioner has joined

investigation and cooperated with the investigating agency.

4. Learned State counsel, on instructions from ASI Sikander 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.

5. In view of the above, the petition is allowed and interim order dated 25.01.2024, is made absolute subject to the conditions laid down in Section 438(2) Cr.P.C.

30.04.2024

(MANJARI NEHRU KAUL)
JUDGE

Vinay

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