

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

212

CRM-M-5287-2024 (O&M)
Date of Decision:11.03.2024

VIRSA SINGH SIDHU

.....Petitioner

Vs.

STATE OF PUNJAB

.....Respondent

CORAM:- HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. Mansur Ali, Advocate and
Mr. Tushaar Madaan, Advocates
for the petitioner.

Mr. Sahil R. Bakshi, AAG, Punjab
assisted by HC Gurcharan Singh.

Mr. Amar Vivek Aggarwal, Advocate for the complainant.

DEEPAK GUPTA, J.(ORAL)

Status report by way of an affidavit of Neha Aggarwal, PPS,
Deputy Superintendent of Police, Sub Division Samana, District Patiala has
been filed on behalf of respondent No.1-State and the same is taken on
record.

On 01.02.2024, following order was passed:

*“By way of present petition filed under Section 438 Cr.P.C.,
petitioner prays for grant of pre-arrest bail in a case arising out of FIR
No.0118 dated 27.10.2023, under Sections 457, 380, 447 and 427 of
IPC, registered at Police Station City Samana, District Patiala.*

*FIR has been lodged on the complaint of Ravinder Garg,
Director of Herman Milkfoods Ltd. alleging that petitioner along with
R.K. Constructions Company, illegally entered into the premises of
the factory, breaking the boundary wall and destroyed a part of the
building without consent of the complainant, causing huge loss.*

*Learned counsel for the petitioner contends that the petitioner is
the Managing Director of Herman Milkfoods Ltd. and therefore, he*

cannot be guilty of committing offence under Section 457/380 IPC in any manner and that the FIR has been lodged because of the inter se dispute between the petitioner and the complainant.

Notice of motion.

Mr. Karunesh Kaushal, AAG, Punjab accepts notice on behalf of the respondent-State. A copy of paper book be supplied to him during the course of day.

Adjourned to 11.03.2024 for filing status report.

In the meantime, petitioner is directed to join investigation and co-operate in the same. He will not leave the country without prior permission of the Court nor shall make any attempt to contact the complainant of the case or any witness associated with the case. In the event of the arrest of the petitioner, he shall be released on interim bail on his furnishing personal/surety bonds to the satisfaction of the Arresting Officer/Investigating Officer. He shall also abide by conditions as envisaged under Section 438(2) Cr.P.C. ”

Today learned State counsel, on instructions from HC Gurcharan Singh, submits that petitioner has since joined the investigation and is not required for custodial interrogation.

Having regard to the aforesaid facts and circumstances, but without commenting anything further on the merits of the case order dated 01.02.2024 is hereby made absolute, whereby petitioner was granted interim anticipatory bail.

However, the petitioner shall continue to join the investigation as and when called upon to do so by the Investigating Agency and shall abide by the conditions of Section 438 (2) Cr.P.C.

(DEEPAK GUPTA)
JUDGE

11.03.2024

pry	Whether Speaking/reasoned	Yes/No
	Whether Reportable	Yes/No