

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

208 CRM-M-13959-2024
Date of Decision:19.04.2024

GURSEWAK SINGH AND ANOTHERPetitioners

Vs.

STATE OF PUNJABRespondent

CORAM:- HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. Mohit Jaggi, Advocate
for the petitioners.

Mr. Baljinder Singh, DAG, Punjab.

DEEPAK GUPTA, J.(ORAL)

Status report by way of an affidavit of Shri Vaibhav Chaudhary
IPS, Assistant Superintendent of Police, Sub Division, Derabassi, District
S.A.S Nagar, Mohali has been filed on behalf of respondent-State and the
same is taken on record.

On 19.03.2024, following order was passed:

*“By way of present petition filed under Section 438 Cr.P.C.,
petitioner prays for pre-arrest bail in a case arising out of FIR No.130
dated 01.09.2023, under Sections 419, 420, 465, 467, 468, 471, 472 and
120-B of IPC, registered at Police Station Lalru, District SAS Nagar,
Mohali.*

*It is contended on behalf of the petitioner that the impugned
sale deed was executed way back in the year 2011, whereby Deep Kaur had
purchased property. Petitioner purchased the property from Deep Kaur in
2015. Present FIR has been lodged in 2023. Learned counsel further
contends that petitioner is ready to join the investigation; that Deep Kaur,
in whose favour the sale deed was executed in 2011 has already been
granted the benefit of anticipatory bail by this Court vide order dated
04.12.2023 passed in CRM-M-56311-2023 (copy Annexure P-6). Other co-
accused, Sarwan Singh and Baldev Singh along with others have already
been allowed anticipatory bail by this Court vide Anneuxres P-7 and P-8.*

*Adjourned to 19.04.2024 for filing status report.
To be heard alongwith CRM-M-14260-2024.*

In the meantime, petitioners are directed to join investigation and co-operate in the same. They 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 petitioners, they shall be released on interim bail on his furnishing personal/surety bonds to the satisfaction of the Arresting Officer/Investigating Officer. They shall also abide by conditions as envisaged under Section 438(2) Cr.P.C.”

Today learned State counsel, on instructions 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 19.03.2024 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.

19.04.2024

pry

Whether Speaking/reasoned

Whether Reportable

Yes/No

Yes/No

(DEEPAK GUPTA)
JUDGE