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

**CRM-M-25363-2024
DATE OF DECISION: 18.05.2024**

SUKHWINDER SINGH AND ANOTHER ...PETITIONERS

Versus

STATE OF PUNJAB ... RESPONDENT

CORAM: HON'BLE MR. JUSTICE SANDEEP MOUDGIL

Present: Ms. Shivani Sharma, Advocate and
 Mr. Manbir Singh, Advocate for the petitioner(s).
 Mr. Rajiv Verma, DAG, Punjab.

SANDEEP MOUDGIL, J (ORAL)

1. The jurisdiction of this Court has been invoked under Section 438 of Cr.P.C., for grant of anticipatory bail in case FIR No.0023 dated 20.03.2024 registered under Sections 406/420/120-B IPC at Police Station Kurali, District SAS Nagar, Punjab.

2. Learned counsel for the petitioners submits that the petitioners have been falsely implicated in this case. The role attributed to the petitioners is that they have signed the agreement to sell dated 28.03.2018 as witnesses and are not the beneficiary of the agreement. He further submits that a civil case is already pending between the parties.

3. Notice of motion.

4. On the asking of Court, learned State Counsel appearing on advance notice, accepts notice on behalf of respondent-State and on instructions from ASI Raj Pal opposes the prayer for grant of bail but has not controverted the role attributed to the petitioners on account of execution of the agreement to sell between the executants. He further submits that custodial interrogation of the petitioners is not required at this stage.



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5. In light of the above, this Court after having given a thoughtful consideration to the facts as have been culled out before this Court during the course of hearing is of the considered view that the petitioners deserve the concession of anticipatory bail, if the petitioners have bona fide intention and are willing to join the investigation and cooperates themselves for furtherance of the same so that the final report can be submitted by the Investigating Agency in time.

6. Hence, in view of the admitted set of circumstances before this Court, the petitioners are directed to be released on anticipatory bail subject to their joining investigation and reporting to the Investigating Officer concerned within a period of one week from today, on furnishing of personal/surety bonds to the satisfaction of Arresting/Investigating Officer. The petitioners shall also abide by the terms and conditions as envisaged under Section 438(2) of Cr.P.C.

7. In case the petitioners fail to abide by the direction given by this Court particularly regarding joining of the investigation, the State would be at liberty to move an application for cancellation of the instant anticipatory bail.

8. The petition in the aforesaid terms stands disposed off.

(SANDEEP MOUDGIL)
JUDGE

18.05.2024
anuradha

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether reportable</i>	<i>Yes/No</i>