

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

228

CRM-M-29362-2024 (O&M)
Date of Decision:- 11.07.2024

SATPAL SINGH

....Petitioner(s)

Versus

STATE OF PUNJAB AND ANR

...Respondent(s)

CORAM: HON'BLE MR. JUSTICE SANJIV BERRY

Present : Mr. Abhishek Singla, Advocate for the petitioner.

Mr. Adesh Pal Singh, AAG Punjab.

SANJIV BERRY, J. (ORAL)

1. Status report dated 19.06.2024 filed in the form of an affidavit of Deputy Superintendent of Police, (NRI Wing), District Bathinda is taken on record. Copy thereof has been supplied to learned counsel for the petitioner.
2. By way of present petition filed under Section 438 of the Code of Criminal Procedure, 1973, petitioner seeks anticipatory bail in case FIR (Annexure P-1) as under:

FIR No.	Dated	Sections	Police Station
07	26.03.2024	406, 420, 120-B of IPC	NRI, Bathinda, District Bathinda

3. Learned counsel for the petitioner has submitted that in compliance to the order dated 04.06.2024 passed by this Court, the petitioner



has already joined the investigation and as such interim bail granted to the petitioner may be confirmed.

4. Mr. Jupinder Pal Singh Brar, Advocate has put in appearance on behalf of the complainant/respondent No.2 and filed his power of attorney. Same is taken on record. He has opposed the bail by arguing that the petitioner has cheated the complainant, therefore, he does not deserve the concession of bail.

5. However, learned State counsel, on instructions from HC Harjit Singh has intimated that the petitioner has joined investigation and is no more required for any custodial investigation in this case nor he is required for further investigation.

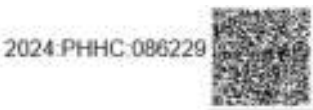
6. Heard.

7. During the course of hearing on 04.06.2024 the following order was passed:-

“2. Learned counsel for the petitioner, inter alia, contends that the petitioner is innocent and has been falsely implicated in this case because of the matrimonial discord between his daughter and the son of respondent No.2-complainant. He further contends that after marriage in 2014, the daughter of the petitioner was sent abroad and on reaching there, she sponsored the son of the complainant to come there on spouse visa, however, after some time, matrimonial discord between them had started and ultimately the son of the complainant was deported back in 2017. He submits that the petitioner has been falsely implicated just to exert pressure. Although, he has not committed any alleged crime and no other case is pending against the petitioner. The petitioner is ready to join the investigation.

3. Notice of motion to official respondents.

4. On the asking of the Court, Mr. Dhruv Dayal, Addl. A.G. Punjab, present in Court, accepts notice on behalf of the State-respondent and prays for time to file the status report/reply in the matter.



5. *Adjourned to 11.07.2024.*

6. *Needful be done well before the date fixed with an advance copy to the counsel opposite.*

7. *In the meanwhile, the petitioner is hereby directed to join investigation within seven days from today and in the event of his arrest, he is ordered to 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.”*

8. Keeping in view the above submissions made by learned State counsel and the fact that the petitioner had joined the investigation consequent to the order dated 04.06.2024 passed by this Court, interim bail granted vide order dated 04.06.2024 is hereby confirmed, subject to conditions as envisaged under Section 438(2) Cr.P.C. Further the petitioner is directed to join investigation as and when required in future by way of written notice for such purpose to be served by Investigating Officer of this case upon the petitioner; he will not tamper with the evidence nor will influence the witnesses and will not leave the country without prior permission of the Court.

9. The petition stands allowed.

(SANJIV BERRY)
JUDGE

11.07.2024
S.Sharma(syr)

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| i) | Whether speaking/reasoned? | Yes/No |
| ii) | Whether reportable? | Yes/No |