



204/2 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-32663-2022(O&M)

Date of Decision: 27.08.2024

Surinder Singh

...Petitioner

vs.

State of Punjab and another

...Respondents

Coram : Hon'ble Mr. Justice N.S.Shekhawat

Present : Mr. Arun Takhi, Advocate
 for the petitioner.

Mr. I.P.S. Sabharwal, DAG, Punjab.

Mr. Anupam Bhanot, Advocate
for respondent No.2.

N.S.Shekhawat J. (Oral)**CRM-31553-2022**

The present application has been filed under Section 482 Cr.P.C. with a prayer to implead Amandeep Singh son of Sant Singh, resident of #999, Guru Arjan Nagar, Basti Mithu Jalandhar as respondent No.2.

For the reasons mentioned in the application, the same is allowed. Amandeep Singh son of Sant Singh, resident of #999, Guru Arjan Nagar, Basti Mithu Jalandhar is ordered to be impleaded as respondent No.2 in the main petition. Amended memo of parties is taken on record.

CRM-M-32663-2022(O&M)

1. The petitioner has filed the present petition under Section 438 Cr.P.C. with a prayer to grant concession of anticipatory bail in case FIR No.02 dated 26.05.2022 under Sections 420, 406, 120-B of IPC, at Police Station NRI, District Police Commissionerate, Jalandhar.



2. On 13.12.2022, this Court had noticed the following contentions:-

“Learned counsel appearing on behalf of the petitioner Surinder Singh Submits that as per submissions made in CRM-M-27069 of 2022, by the counsel appearing on behalf of Raghubir Singh, said Raghubir Singh is to ready to hand over one shop to the complainant and regarding production of the copy of the sale deed, this Court has already given direction to said Raghubir Singh, in the connected matter.

Learned counsel for the petitioner Surinder Singh further submits that the petitioner or his wife do not owe any amount to the complainant and amount of Rs.31.5 Lacs stands already returned to the complainant against receipts which bear the signature of complainant.

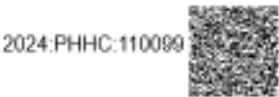
Direction is hereby given to petitioner Surinder Singh to produce the original receipts whereby he made the payment of aforesaid amount to the complainant by the next date of hearing.”

3. Learned State counsel submits that the petitioner has joined the investigation and is no longer required for further investigation.

4. Learned counsel for the complainant has opposed the submissions made by learned counsel for the petitioner on the ground that specific allegations have been levelled against the present petitioner and he does not deserve the concession of bail, by this Court.

5. I have heard learned counsel for the parties and perused the record.

6. It is not in dispute that in compliance of interim orders passed by this Court, the petitioner has repeatedly joined the investigation. Apparently, the case is based on documentary evidence and the custodial interrogation of the petitioner may not be required at this stage.



7. In view of the statement made by learned State counsel, the present petition is allowed and the interim order dated 13.12.2022, passed by a Co-ordinate Bench of this Court is made absolute. The petitioner shall continue to join investigation, as and when called by the Investigating Officer and shall also abide by the conditions as provided under Section 438(2) of the Cr.P.C.

8. Pending application(s), if any, stand(s) disposed of

27.08.2024.
hemlata

(N.S.SHEKHAWAT)
JUDGE

Whether speaking/reasoned :
Whether reportable :

Yes/No
Yes/No