

CRM-M-49129-2023

207 IN THE HIGH COURT OF PUNJAB AND HARYANA
CHANDIGARH
CRM-M-49129-2023 (O&M)
Date of Decision: 06.02.2024

BALVIR SINGH
V/S
STATE OF PUNJAB
...Petitioner
...Respondent

CORAM: HON’BLE MR. JUSTICE HARPREET SINGH BRAR

Present: Mr.G.S. Bhinder, Advocate for
Mr. Shakti Mehta, Advocate
for the petitioner.

Mr. Subhash Godara, Addl. AG Punjab.

HARPREET SINGH BRAR J. (Oral)

1. Through the instant petition, the petitioner is seeking anticipatory bail in case FIR No. 0087 dated 19.08.2023 registered under Sections 409, 406, 420, 465, 468, 471 and 120-B of Indian Penal Code at Police Station Haryana District Hoshiarpur.
2. On 19.10.2023, following order was passed:

“Affidavit has been filed by the State counsel today in the Court which is taken on record.

Copy has been supplied to the learned counsel for the petitioner.

Learned counsel for the petitioner has submitted that the total subject matter of the present case is only Rs. 2,00,000/- and the petitioner is ready and willing to join investigation since the entire case is based upon documentary evidence.

In view of the above, the petitioner is directed to join the investigation and to co-operate fully with the investigation process and on his doing so, the petitioner be released on interim bail subject to his furnishing personal bonds and surety to the satisfaction of Arresting

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

Adjourned to 06.02.2024.”

3. Learned State counsel on instructions from ASI Sushil Singh, submits that in compliance of order dated 19.10.2023 passed by this Court, the petitioner has joined the investigation and is not required for further custodial interrogation.
4. Mr. Arun Singla, Advocate and Mr. Shivender Pal Singh, Advocate have put in appearance and filed their power of attorney, memo of appearance on behalf of victim and complainant, respectively. Learned counsel for the victim has vehemently opposed the prayer for grant of anticipatory bail to the petitioner.
5. However, keeping in view the statement made by learned State Counsel the order dated 19.10.2023, is made absolute. The petitioner shall abide by the terms and conditions enumerated in Section 438(2) of Cr.P.C.
6. The petition is accordingly allowed.

06.02.2024
Ajay Goswami

(HARPREET SINGH BRAR)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No