

[221] IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-53730-2023
Date of Decision : 20.01.2024

Jagdev Singh ...Petitioner
versus
State of PunjabRespondent

Coram : HON’BLE MR. JUSTICE DEEPAK GUPTA

Present : None for the petitioner.
Mr. Karunesh Kaushal, AAG, Punjab.
Mr. Vivek Singla, Advocate for the complainant.

DEEPAK GUPTA, J. (ORAL)

[1] On 31.10.2023, the following order was passed by this Court:-

“ Present:- Mr. Tanvir Joshi, Advocate for the petitioner.

Prayer in this petition is for grant of anticipatory bail under Section 438 Cr.P.C in case FIR No.269 dated 19.09.2023 registered under Section 420 of the IPC, 1860 registered at Police Station Civil Lines, District Bathinda.

FIR was lodged on the complaint of Sukhpal Kaur, as per which Navdeep Singh and petitioner as attorney of Balveer Kaur and Paramjeet Kaur executed an agreement to sell regarding 12 kanal land for a sum of `22,00,000/-. However, when complainant checked the papers of land agreed to be sold, she came to know that petitioner in connivance with other accused had committed fraud and had executed agreement by showing paper of some other land. It was also found that accused are owners of less land and are not even in possession of the land in question. Civil suit qua the land is already pending and stay has been granted.

Learned counsel for the petitioner contends that matter is purely of civil nature; that civil suit is already pending; that petitioner is ready to join the investigation.

Notice of motion.

Mr. Randeep Singh Khaira, DAG, Punjab accepts notice on behalf of respondent-State.

Power of attorney on behalf of complainant has been filed by Mr. Vivek Singla, Advocate, which is taken on record.

Learned counsel for the complainant has opposed the bail petition by submitting that fraud has been committed and that there is admission regarding receipt of amount.

Heard.

Matter prima facie appears to be civil in nature. Case is dependant upon documentary evidence. As such, in the meantime, in case of arrest, the petitioner shall be released on interim bail subject to the satisfaction of the Arresting Officer/Investigating Officer. However, it is directed that the petitioner shall join the investigation as and when so required by the Investigating Officer. He shall not contact any person associated with the case to dissuade him from the investigation in any manner whatsoever and nor shall leave the country without prior permission of the Court. He shall further comply with the conditions stipulated in Section 438(2) Cr.P.C.

Adjourned to 20.01.2024. ”

[2] Today, learned State Counsel, on instructions from ASI Kaur Singh, has informed this Court that the petitioner has joined the investigation, in compliance of the order dated 31.10.2023 and is no longer required for further investigation.

[3] In view of the aforesaid, the order dated 31.10.2023, whereby the petitioner was granted interim anticipatory bail, is hereby made absolute. However, he shall continue to join investigation, if and so required by the Investigating Officer.

[4] Disposed of.

(DEEPAK GUPTA)
JUDGE

20.01.2024
'Rajneesh'