



IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

212

CRM-M-52473-2024 (O&M)
Date of Decision:- 27.11.2024

ARUN KUMAR ALIAS ARUN SHOOR

....Petitioner(s)

Versus

STATE OF PUNJAB AND ANOTHER

...Respondent(s)

CORAM: HON'BLE MR. JUSTICE SANJIV BERRY

Present : Mr. Arpan Sabharwal, Advocate for the petitioner.
Ms. Seena Sandhu, Addl. A.G. Punjab.

SANJIV BERRY, J. (ORAL)

By way of present petition filed under Section 482 Bharatiya
Nagarik Suraksha Sanhita, 2023, petitioner seeks anticipatory bail in case
FIR (Annexure P-1) as under:

FIR No.	Dated	Sections	Police Station
26	22.05.2024	419, 420, 465, 467, 468, 471, 120-B IPC	NRI Jalandhar Urban, District Jalandhar

2. Learned counsel for the petitioner has submitted that in
compliance to the order dated 05.11.2024 passed by this Court, the petitioner
has already joined the investigation and as such interim bail granted to the
petitioner may be confirmed.



3. Learned State counsel, on instructions received from SI Davinder 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.

4. Heard.

5. During the course of hearing on 05.11.2024 the following order was passed:-

“ 2. It is, inter alia, contended by learned counsel for the petitioner that the petitioner not named in the FIR has been falsely implicated in this case on the allegation that he had signed as an attesting witness on the sale deed dated 11.10.2023 in favour of Surinder Kaur, executed by Samson Masih on the basis of Special Power of Attorney dated 13.03.2023. He contends that in fact an agreement to sell dated 21.08.2023 (Annexure P-2) was executed by Samson Masih in favour of the petitioner but, in the meanwhile, Samson Masih requested the petitioner that he intends to sell the land to Surinder Kaur for better consideration and that he will return the amount of earnest money taken from the petitioner and on this assurance, he asked the petitioner to sign as an attesting witness on the sale deed in favour of Surinder Kaur. He contends that the petitioner is not having any concern with the alleged transaction except for being the attesting witness. He further contends that the complainant, namely Bhajan Singh, had already filed a civil suit against the aforesaid Samson Masih and Surinder Kaur, who were party to the sale deed dated 11.10.2023. He contends that the petitioner is not the beneficiary of such transaction and is not having any other criminal antecedents. He contends that the petitioner is ready to join investigation. Hence, the instant petition.

3. Notice of motion.

4. On the asking of the Court, Mr. Adesh Pal Singh, AAG, Punjab, present in Court, accepts notice on behalf of the State-respondent and, on instructions from SI Dawinder Singh, prays for time to file the status report/reply in the matter.

5. Adjourned to 27.11.2024.

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 482(2) of the Bharatiya Nagarik Suraksha Sanhita 2023 (BNSS). ”

6. 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 05.11.2024 passed by this Court, interim bail granted vide order dated 05.11.2024 is hereby confirmed, subject to conditions as envisaged under Section 482(2) BNSS. 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.

7. The petition stands allowed.

(SANJIV BERRY)
JUDGE

27.11.2024
S.Sharma(syr)

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