

IN THE HIGH COURT OF PUNJAB & HARYANA  
AT CHANDIGARH

213

CRM-M-63736-2023  
Date of decision: 29.02.2024

AAISHDEEP SINGH

....Petitioner

Versus

STATE OF PUNJAB

...Respondent

CORAM: HON'BLE MR. JUSTICE KULDEEP TIWARI

Present : Mr. S.S. Gopera, Advocate  
for the petitioner.

Mr. Akshay Kumar, AAG, Punjab.

KULDEEP TIWARI. J.(Oral)

1. On the last date of hearing i.e on 21.12.2023, the following order was passed:-

*"Through the instant petition, prayer is made for grant of anticipatory bail in case FIR No.141 dated 01.11.2023, under Sections 406, 420 and 120-B of IPC, registered at Police Station Sadar Patiala, District Patiala.*

*Primarily the allegations against the present petitioner are that the petitioner failed to honour the contract/agreement to sell, which was executed by the petitioner in favour of the complainant on 31.05.2023. Subsequently, the petitioner refused to execute any such agreement to sell, which led the complainant to file the instant FIR. Learned counsel for the petitioner submits that all the allegations, even if it is stated to be a gospel truth, purely depicts that it is breach of civil contract.*

*Notice of motion.*

*Mr. Karunesh Kaushal, AAG, Punjab, waives service of notice on behalf of the respondent-State of Punjab.*

*Mr. J.S. Virk, Advocate, waives service of notice on behalf of the complainant, through validly executed Vakalatnama, in his favour and vociferously opposed the grant of anticipatory bail to the petitioner.*

*Learned counsel for the complainant submits that the petitioner, instead of filing the present bail application, should have settle the issue with the complainant by executing the sale deed.*

*Adjourned to 29.2.2024.*

*In the meanwhile, in the event of arrest, the petitioner shall be released on interim bail subject to his furnishing personal and surety bonds to the satisfaction of the Arresting/Investigating Officer. The petitioner shall, however, join the investigation as and when called for and shall also abide by the conditions specified under Section 438(2) of the Cr.P.C.*

2. Learned counsel for the petitioner submits that in pursuance of the order dated 21.12.2023, the petitioner had joined the investigation. Learned Counsel for the petitioner further submits that the compromise has been effected between the parties, and in pursuance of the same, petitioner had got the Sale Deed executed in favour of the complainant.
3. The above fact as mentioned by the counsel for the petitioner, has not been disputed by the learned State counsel. Learned State counsel, on instructions from ASI Daljeet Singh, submits that the petitioner had joined the investigation and he is not required for any further custodial interrogation.
4. In view of the above, the interim order dated 21.12.2023, is hereby made absolute.

29.02.2024  
amandeep

(KULDEEP TIWARI)  
JUDGE

Whether speaking/reasoned. : Yes/No  
Whether Reportable. : Yes/No