

ROHIT KUMAR VS STATE OF PUNJAB

Present: - Mr. Veneet Sharma, Advocate,
for the petitioner.

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This is a petition filed under Section 438 of the Code of Criminal Procedure for grant of anticipatory bail in case FIR No. 93 dated 02.05.2023, under Sections 420, 467, 468, 471 IPC, registered at Police Station Civil Lines, Amritsar City, District Amritsar.

2. Learned counsel for the petitioner, inter alia, contends that there was *inter se* dispute between the brothers initiated by the complainant-Ramesh Kumar Mehta. He further contends that during the course of proceedings, an inquiry was conducted by the Commissioner of Police, Amritsar dated 06.04.2022 (Annexure P-2), whereby it was held that the dispute is of civil nature and subsequent thereto, compromise dated 02.08.2022 (Annexure P-3) has been effected between the parties, wherein, they admitted the genuineness of the sale deed dated 08.07.1994, which is the matter in dispute in the inquiry (Annexure P-2).

3. It is further contended by learned counsel for the petitioner that the petitioner was just 15 years old in the year 1994 and had nothing to do with the said sale deed as he was neither the signatory nor the beneficiary or the scribe thereof. He further submits that even in the present case, the allegations levelled against him are that in some recording he is alleged to have told the complainant that the sale deed could be forged but no such sale deed has come to light which is allegedly forged by the petitioner.

4. Notice of motion.

5. On the asking of the Court, Ms. Swati Batra, DAG, Punjab, present in Court, accepts notice on behalf of the State-respondent. She prays for time to file the status report/reply in the matter.

6. Needful be done before the date fixed with an advance copy of the counsel opposite.

7. In the meanwhile, the petitioner, is directed to join investigation within seven days from today and co-operate in the same. In the event of the arrest of the petitioner, he shall 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 438(2) Cr.P.C.

8. Adjourned to 28.08.2023.

01.08.2023
preeti

(SANJIV BERRY)
JUDGE