

**IN THE HIGH COURT OF PUNJAB AND HARYANA  
AT CHANDIGARH**

**Criminal Misc. No. M-17656 of 2015  
Date of Decision:-21.8.2015**

Gurdarshan Singh

...Petitioner

Versus

State of Punjab

...Respondent

**CORAM:- HON'BLE MR. JUSTICE HARI PAL VERMA**

1. *Whether reporters of local newspapers may be allowed to see judgment?*
2. *To be referred to reporters or not?*
3. *Whether the judgment should be reported in the Digest?*

Present:- Mr. B.S. Randhawa, Advocate  
for the petitioner.

Mr. Gurinderjit Singh, Deputy A.G., Punjab.

Mr. Gurminder Singh Salana, Advocate  
for the complainant.

**HARI PAL VERMA J.(Oral)**

Prayer in this petition is for grant of anticipatory bail to the petitioner in FIR No.246 dated 30.9.2014, under Sections 406, 420 and 120-B IPC, registered at Police Station Mandi Gobindgarh, District Fatehgarh Sahib.

This Court vide order dated 27.5.2015, while issuing notice of motion, has granted interim bail to the petitioner subject to joining the investigation as and when directed by the Investigating Agency/Investigating Officer and to abide by the terms and conditions laid

down under Section 438(2) Cr.P.C.

Learned counsel for the petitioner contends that pursuant to the aforesaid order, the petitioner has joined the investigation. On 6.8.2014, when this case was listed before this Court, learned State counsel on instructions from HC Jagjit Singh has stated that inspite of having been granted interim bail to the petitioner, he has not joined the investigation. Faced with this situation, learned counsel for the petitioner undertook to produce the petitioner before the Investigating Officer and to join the investigation.

Learned State counsel, who is assisted by ASI Baldev Singh, has stated that though the petitioner had joined the investigation, but the passports of the complainant Lakhwinder Singh and his wife Rajinder Kaur are required to be recovered from the petitioner.

To controvert the State version, learned counsel for the petitioner contends that the petitioner Gurdarshan Singh is a scooter mechanic by profession and can hardly arrange for viza for complainant to go to America as alleged in the FIR. He further submits that the other co-accused namely Pawan Kumar, who was running a travel agency along with Vijay Sharma has already been admitted on anticipatory bail by the learned Additional Sessions Judge, Fatehgarh Sahib. He submits that the passport was to be recovered from the custody of Pawan Kumar, who is a travel agent, whereas the other travel agent namely Vijay Sharma is at run.

In view of the above, the present petition is allowed and interim directions issued by this Court vide order dated 27.5.2015 are made absolute.

However, the petitioner shall continue to join investigation as and when required to do so and shall abide by the terms and conditions, as laid down under Section 438(2) Cr.P.C.

It is made clear that any expression made herein above shall not be construed as an expression of opinion on the merits of the case.

August 21, 2015  
*Vijay Asija*

**( HARI PAL VERMA )**  
**JUDGE**