

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CRM No. M-2298 of 2015 (O&M)

Date of Decision: 12.03.2015.

Tajinder Singh

--Petitioner

Versus

State of Punjab

--Respondent

CORAM:- HON'BLE MR.JUSTICE TEJINDER SINGH DHINDSA.

Present:- Mr. Anil Bansal, Advocate for the petitioner.

Mr. Nikhil K. Chopra, D.A.G., Punjab.

TEJINDER SINGH DHINDSA.J

This order shall dispose of the present petition filed under Section 438 Cr.P.C for grant of anticipatory bail to the petitioner in case F.I.R. No. 203 dated 16.12.2014 under sections 420, 465, 467, 468, 471, 120-B I.P.C registered at Police Station Basti Bawa Khel, District Jalandhar.

On 11.2.2015, the following order was passed by this Court:-

“Learned State counsel on instructions from HC Jagdish Lal has informed the Court that the present petitioner along with co-accused Sunny and Bobby had induced the complainant to make a payment of Rs.4,20,000/- for going abroad. Out of this amount, Rs.1,20,000/- has been paid by the complainant to accused-Sunny and Bobby and the remaining amount was to be paid to the petitioner. The allegations against the present petitioner that instead of getting visa to the complainant on sponsorship basis, he submitted fake papers of Thomos Cook Tour Programme. A perusal of order dated 13.01.2015 declining him bail clearly shows that no amount was paid to the petitioner. Further learned State counsel on instructions has informed that no other case is pending against the petitioner.

List on 12.03.2015

Meanwhile, petitioner is directed to join the investigation as and when called by the Investigating Officer. In the event of his/their arrest, he/they shall be released on bail by the Investigating Officer on his/their furnishing bail bonds/sureties to his satisfaction, subject to the conditions mentioned below, as envisaged in Section 438(2) Cr.P.C :-

i. a condition that the person shall make himself/themselves available for interrogation by Police Officer as and when required;

ii. a condition that the person shall not, directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the Court or to any police officer;

iii. a condition that the person shall not leave India without the previous permission of the Court iv. such other condition as may be imposed under sub section (3) of Section 437, as if the bail were granted under that section.”

Learned State counsel upon instructions from H.C. Gopal Singh would apprise the Court that the petitioner has since joined investigation. Custodial interrogation of the petitioner, as such, would not be warranted.

Accordingly, the present petition is allowed. Order dated 11.2.2015, passed by this Court, is made absolute.

Petition disposed of.

(TEJINDER SINGH DHINDSA)
JUDGE

March 12, 2015
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