

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

CRM-M-11638-2016 (O&M)

Date of decision : 17.08.2016

Rajiv Kumar

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present: Mr. A.S. Rai, Advocate for the petitioner.

Ms. Harsimrat Rai, DAG, Punjab,
assisted by ASI Nand Lal.

JITENDRA CHAUHAN, J. (Oral)

The petitioner seeks pre-arrest bail in case FIR No.10 dated 12.01.2016, registered under Sections 406 and 420 of the Indian Penal Code, at Police Station City Shaheed Bhagat Singh Nagar.

Learned counsel for the petitioner states that the matter stands compromised between the parties and the entire amount stands repaid to the complainant.

Heard.

On 28.04.2016, the following order was passed:-

“During the course of arguments today, State counsel upon instructions from ASI Nand Lal would apprise the Court that complainant, namely, Darshan Singh has furnished an affidavit with the Investigating Agency that he has entered into a compromise with main accused, namely, Gurmeet Singh and Kuldeep Singh to whom an amount of Rs.3 lac had allegedly been entrusted for sending his son abroad.

Insofar as the present petitioner is concerned,

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even as per version of the complainant, there is no entrustment of money.

List on 04.08.2016.

In the meanwhile, petitioner is directed to appear before the Investigating Officer and to join investigation.

In the event of arrest, the petitioner shall be released on interim bail subject to the satisfaction of the Arresting/Investigating Officer. The petitioner shall join investigation as and when called upon to do so and he shall remain bound by the conditions envisaged under Section 438(2) Cr.P.C.”

Learned State counsel, on instructions, submits that in pursuance of the order passed by this Court, the petitioner has joined the investigation and he is not required for custodial interrogation.

In view of the above, without expressing any opinion on the merits of the case, the interim bail granted by this Court vide order dated 28.04.2016, is made absolute, subject to the conditions contained in Section 438(2) Cr.P.C.

The petition stands allowed.

17.08.2016
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(JITENDRA CHAUHAN)
JUDGE

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